

EXHIBIT 246

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF OHIO
3 EASTERN DIVISION

4 - - -

5
6 IN RE: NATIONAL : HON. DAN A.
7 PRESCRIPTION OPIATE : POLSTER
8 LITIGATION : :
9 :
10 APPLIES TO ALL CASES : NO.
11 : 1:17-MD-2804
12 :

13 - HIGHLY CONFIDENTIAL -

14 SUBJECT TO FURTHER CONFIDENTIALITY REVIEW

15 - - -

16 November 28, 2018

17 - - -

18 Videotaped deposition of
19 WILLIAM DE GUTIERREZ-MAHONEY, taken
20 pursuant to notice, was held at the law
21 offices of Covington & Burling, LLP, The
22 New York Times Building, 620 Eighth
23 Avenue, New York, New York, beginning at
24 9:08 a.m., on the above date, before
25 Michelle L. Gray, a Registered
26 Professional Reporter, Certified
27 Shorthand Reporter, Certified Realtime
28 Reporter, and Notary Public.

29 - - -

30 GOLKOW LITIGATION SERVICES
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32 deps@golkow.com

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17 ALSO PRESENT:

18 VIDEOTAPE TECHNICIAN:

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20 LITIGATION TECHNICIAN:

21 Mike Kutys

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I N D E X
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Testimony of:

WILLIAM DE GUTIERREZ-MAHONEY

By Mr. Bogle 20, 550

By Mr. Bowden 301

By Mr. Schmidt 483, 599

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E X H I B I T S
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[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
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[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

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11/11/2016

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1. *Journal of Management Studies*, 1990, 27, 1, 1-14.

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1. *Journal of Management Studies*, 1996, 33, 1, 1-14.

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1. *Journal of Management Studies*, 1990, 27, 1, 1-14.

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1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 26

Government	Percentage
Current government	75%
Previous government	25%

Response	Percentage
Yes, the current system is the best way to run the country	65%
No, the current system is not the best way to run the country	35%

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E X H I B I T S (Cont'd.)

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E X H I B I T S (Cont'd.)

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E X H I B I T S (Cont'd.)

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E X H I B I T S (Cont'd.)

Country	Percentage of respondents who believe the U.S. should take more action to reduce global warming
United States	83%
Mexico	78%
Canada	77%
United Kingdom	76%
France	75%
Germany	74%
Spain	73%
Italy	72%
China	53%
India	52%

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E X H I B I T S (Cont'd.)

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E X H I B I T S (Cont'd.)

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Golkow Litigation Services

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DEPOSITION SUPPORT INDEX

Direction to Witness Not to Answer

PAGE LINE

None.

Request for Production of Documents

PAGE LINE

None.

Stipulations

PAGE LINE

None.

Questions Marked

PAGE LINE

None.

1 THE VIDEOGRAPHER: We are
2 now on the record. My name is
3 Henry Marte, the videographer with
4 Golkow Litigation Services.

5 Today's date is November 28,
6 2018. And the time is 9:08 a.m.

7 This videotaped deposition
8 is being held at Covington and
9 Burling LLP, located at 620 Eighth
10 Avenue, New York, New York, in the
11 matter of National Prescription
12 Opiate Litigation.

13 The deponent today is
14 William de Gutierrez-Mahoney.

15 Counsel, please introduce
16 themselves for the record, which
17 after the court reporter will
18 administer the oath to the
19 witness.

20 MR. BOGLE: Brandon Bogle on
21 behalf of plaintiffs.

22 MR. BOWDEN: Wes Bowden on
23 behalf of plaintiffs.

24 MR. LIVINGSTON: Scott

1 Livingston on behalf of Defendant,
2 HBC.

3 MR. RICARD: Paul Ricard on
4 behalf of Prescription Supply.

5 MS. DURFEE: Laura Jane
6 Durfee on behalf of Walmart.

7 MS. McNAMARA: Colleen
8 McNamara, on behalf of Cardinal
9 Health.

10 MS. CALLAS: Gretchen Callas
11 on behalf of AmerisourceBergen.

12 MS. DORRIS: Lauren Dorris
13 on behalf of McKesson.

14 MR. SCHMIDT: Paul Schmidt
15 on behalf of McKesson.

16 And let me just say, if I
17 may, I don't know what the prior
18 practice has been, I meant to
19 check this, but my understanding
20 is that everyone in the room and
21 everyone on the phone is
22 subjective to the protective order
23 and the deposition will be covered
24 by the confidentiality provisions

1 of the protective order. But if
2 that's not true as to anyone,
3 please correct me.

4 MR. BOGLE: I think that's
5 accurate.

6 MS. MUSKETT: Michelle, did
7 you get Fox Rothschild.

8 MS. ONYEFORO: Lucy Onyeforo
9 of Allegaert, Berger & Vogel is on
10 the phone as well for Rochester
11 Drug Corporation.

12 - - -

13 ... WILLIAM DE GUTIERREZ-MAHONEY,
14 having been first duly sworn, was
15 examined and testified as follows:

16 - - -

17 EXAMINATION

18 - - -

19 BY MR. BOGLE:

20 Q. Good morning, Mr. Mahoney.
21 How are you doing?

22 A. Good morning. Good.

23 Q. My name is Brandon Bogle,
24 I'm going to be asking you some questions

1 today.

2 Just starting out for the
3 record, can I get your full name, please?

4 A. William de
5 Gutierrez-Mahoney.

6 Q. Okay. And have you ever had
7 your deposition taken before?

8 A. I've been deposed in other
9 matters, but not with opioids.

10 Q. Right. And I'm talking
11 generally in this sense. So how many
12 times have you been deposed in any sort
13 of matter prior to today?

14 A. Once. Once.

15 Q. Once. What was the general
16 subject matter in that deposition?

17 A. It was -- it was a murder
18 case, and the question was about chain of
19 custody.

20 Q. Okay. Were you testifying
21 in some law enforcement capacity?

22 A. It was a criminal case. And
23 the state wanted to know if the product
24 that had been used in the crime had come

1 from McKesson.

2 Q. Okay. So you were working
3 for McKesson at that point in time?

4 A. Yes.

5 Q. Okay. So just to kind of
6 refresh you a little bit on a deposition,
7 just sort of the basics, I'm going to ask
8 you some questions today. I'll do my
9 very best to ask my question, give you
10 every opportunity to answer before I ask
11 my next question.

12 I'll also ask that even if
13 you think you know where I'm going, if
14 you can let me get my full question out
15 there before you answer so that we don't
16 step on each others' toes, I think that
17 the court reporter will appreciate that.
18 Is that fair?

19 A. Yes.

20 Q. Okay. And you can take a
21 break whenever you want. It's not an
22 endurance contest. Just tell myself or
23 your own counsel here. The only thing I
24 ask is if I've got a question pending, if

1 you could answer that question and we can
2 break for whenever -- however you want.

3 And the last thing is if you
4 don't understand or don't hear something
5 that I say, ask me to repeat or rephrase.
6 I'll do my best to make it clear to you.
7 But if you answer my question, I'm going
8 to assume that you understood it. Is
9 that fair?

10 A. Yes.

11 Q. Okay. Where are you
12 currently employed?

13 A. At McKesson.

14 Q. Okay. And how long have you
15 been with McKesson?

16 A. I've been with McKesson for
17 17-plus years.

18 Q. Okay. So starting
19 approximately 2001; is that right?

20 A. Yes.

21 Q. Okay. What was your job in
22 2001 when you started, job title?

23 A. I joined McKesson as a
24 business process manager.

1 Q. Was that at Lakeland?

2 A. Our facility in Florida at
3 that time was in Tampa.

4 Q. Okay. How long did you have
5 that position?

6 A. I think I had it between
7 let's say one year and two years.

8 Q. Okay. What was your next
9 job at McKesson after that?

10 A. It was assistant
11 distribution center manager.

12 Q. Was it in the Tampa
13 facility?

14 A. Yes.

15 Q. How long did you have that
16 job? Just the years is fine.

17 A. Until '04.

18 Q. Okay. And beginning in '04,
19 it's my understanding that you took the
20 role as distribution center manager for
21 the Lakeland facility; is that right?

22 A. Yes.

23 Q. Okay. And you held that
24 position from 2004 until approximately

1 December 2007; is that right?

2 A. Yes.

3 Q. Beginning in January 2008
4 you took over as director of regulatory
5 affairs for the southeast region, fair?

6 A. Yes.

7 Q. Okay. Has that been your
8 job title from January 2008 to the
9 present?

10 A. Yes.

11 Q. Okay. Now, just so I
12 understand, when we talk about the
13 southeast region, can you give me a sense
14 of what that encompasses, whether it be
15 states or distribution centers or however
16 that's divided out at McKesson.

17 A. Initially, I was responsible
18 for six distribution centers, in
19 Lakeland; Atlanta; Birmingham, Alabama;
20 Memphis, Tennessee; Conroe, Texas; and
21 Oklahoma City.

22 Q. Okay. And you said
23 initially. So at some point in time, did
24 that change?

1 A. Yes.

2 Q. When did that change?

3 A. We brought on another person
4 in 2013. And at that point I was
5 responsible for Birmingham, Lakeland, and
6 Atlanta.

7 Q. Who is the person that was
8 brought on in 2013?

9 A. Linda Martin. There's been
10 a subsequent change too.

11 Q. Okay. What was that? First
12 of all, when did that subsequent change
13 occur?

14 A. I believe it happened in the
15 middle of 2014.

16 Q. Okay. What changed?

17 A. Jerry Carmack joined. And
18 he picked up Memphis and Birmingham.
19 Linda moved to Texas and Oklahoma City,
20 and I was responsible for Atlanta and
21 Lakeland.

22 MR. SCHMIDT: And I
23 apologize. I can appreciate if
24 you were running something off the

1 screen. Do you have a copy of
2 whatever you're running?

3 MR. BOGLE: I haven't marked
4 anything yet. I'm not -- we can
5 take that down. I haven't marked
6 anything yet. It's not supposed
7 to be on the screen yet. Yeah, we
8 certainly will when we go through
9 it.

10 MR. SCHMIDT: I understand.

11 BY MR. BOGLE:

12 Q. Okay. So I didn't catch the
13 last part there. So I apologize. I'm
14 going to repeat part of this so I
15 understand. I want to know from your
16 perspective in mid-2014, which facilities
17 you were responsible for from a
18 regulatory perspective?

19 A. From then on --

20 Q. Yes, sir.

21 A. -- I became responsible for
22 Atlanta and Lakeland.

23 Q. Atlanta and Lakeland. Has
24 that been true from mid-2014 to present?

1 A. Yes.

2 Q. Now, going back to the time
3 that you were distribution center manager
4 for Lakeland, would that have encompassed
5 running the day-to-day operations for the
6 distribution center?

7 A. Yes.

8 Q. Okay. And can you just give
9 me a general sense, again, as a
10 distribution center manager for Lakeland,
11 what your general job responsibilities
12 were?

13 A. I was responsible for hiring
14 and enabling the distribution center to
15 service its customer base. We would
16 receive product from manufacturers, stock
17 the shelves, and process orders in the
18 evening for delivery the following day.

19 Q. Okay. And the time period
20 that you had that role from '04 to '07,
21 there would also have been
22 responsibilities under the Controlled
23 Substances Act that would have fallen
24 within your purview, right?

1 A. Yes.

2 Q. Okay. That would include,
3 for example, suspicious order monitoring
4 for controlled substances, right?

5 A. Yes.

6 Q. Okay. And can you give me a
7 sense of what your role during that time
8 period would have been from that
9 perspective of suspicious order
10 monitoring?

[REDACTED]

1 pedigree law.

2 Q. Okay.

3 A. And the decision was made to
4 basically make Lakeland the primary with
5 only one -- one or two backups, vehicle
6 for delivering -- acquiring and
7 delivering pedigree product to conform
8 with the Florida pedigree law.

9 Q. When you say pedigree
10 product, I want to make sure that our
11 jury understands what that means. What
12 is a pedigree product?

13 A. Because of investigations
14 which observed that there is companies or
15 entities were counterfeiting product or
16 repackaging it in a way that undermined
17 its efficacy and whether it was safe for
18 the public, Florida implemented the
19 Florida pedigree law. And initially they
20 chose 30 drugs that they viewed as being
21 subject to diversion that way.

22 And they required a pedigree
23 on who had bought the various
24 transactions which took place between the

1 manufacturer and -- or actually the
2 distributor who bought it from the
3 manufacturer and the pharmacy or entity
4 to which it was sold.

5 Q. Would it be fair to say that
6 it's sort of similar to what you
7 mentioned before in the respect that you
8 testified before, sort of a chain of
9 custody throughout the lifecycle of the
10 product to establish at all times it was
11 a legitimate product?

12 A. Right.

13 Q. Okay. And let me ask my
14 other question maybe a different way.
15 From 2004 to present, has the Lakeland
16 distribution center serviced customers in
17 the State of Florida?

18 A. Yes.

19 Q. Okay. You mentioned the
20 term "diversion" in your answer just a
21 minute ago. What do you understand the
22 term "diversion" to mean?

23 A. Where a product is
24 inappropriately taken out of the normal

1 supply chain. In this case, one of the
2 modes was that customers would buy a
3 product and then attempt to return
4 altered or not pedigree product into the
5 supply chain.

6 Q. Okay. And the concept of
7 diversion is -- it can be broader than
8 that, right?

9 A. Sure, sure.

10 Q. Okay. Are there any other
11 examples of diversion that you can think
12 of?

13 A. Yeah. There is -- I guess,
14 not chain. There's diversion that used
15 to take place between closed door
16 pharmacies and independent retail
17 pharmacies in which pricing which was
18 offered to closed door pharmacies would
19 be diverted into the normal chain of
20 independent flow, at which it would be
21 able to be sold for higher prices. That
22 was something that the manufacturers
23 really clamped down on.

24 And then there's diversion

1 of controlled substances.

2 Q. Okay. And the concept of
3 diversion, as I read it, is sort of
4 generally defined as the use of a drug
5 for an illegitimate medical purpose. Do
6 you think that's a fair general
7 statement?

8 A. Particularly in the case of
9 controls.

10 Q. Right. Is that a fair
11 general statement for controlled
12 substances?

13 A. Yes.

14 Q. Okay. So prior to taking on
15 your role as director of regulatory
16 affairs in 2008, did you have any prior
17 experience working in a regulatory
18 capacity for any company?

19 A. No.

█ █ █ █
█
█
█
█ █ █
█

■ [REDACTED] [REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]

5 Q. Okay. And you said CSA.
6 And, again, I just want to make sure
7 we're clear on what everything means
8 here. That's the Controlled Substance
9 Act?

10 A. Yes, sir.

11 Q. Okay. I saw a reference
12 somewhere to you previously working for
13 Cardinal Health; is that right?

14 A. I worked -- yes.

15 Q. Okay. What period of time
16 did you work there?

17 A. I worked for Cardinal from
18 March of '98 to the summer of 2000.

19 Q. Okay. What did you do
20 generally for Cardinal?

21 First of all, what was your
22 job title? Let's start there.

23 A. Job title was director of
24 operations.

1 Q. Was that for a distribution
2 center?

3 A. Yes.

4 Q. Where?

5 A. In Lakeland.

6 Q. Okay. Were your job
7 responsibilities similar there to what
8 they were at McKesson when you were
9 distribution center manager?

10 A. Yes.

11 Q. Okay. You worked for --
12 did -- had you worked for any other
13 pharmaceutical distributors prior to
14 working for Cardinal?

15 A. No.

16 Q. And McKesson is a
17 distributor of pharmaceutical products,
18 right?

19 A. Yes.

Country	Percentage
Spain	85%
France	75%
Germany	65%
Italy	60%
United Kingdom	55%

█ [REDACTED]

█ [REDACTED] █ [REDACTED]

3 Q. And obviously the deposition
4 today is going to focus largely on opioid
5 products. You understand that, right?

6 A. Yes.

7 Q. That's what we're here to
8 talk about?

9 A. Yes.

10 Q. And you are familiar with
11 opioids, right?

12 A. Yes.

13 Q. Okay. And McKesson has
14 distributed opioids during the time that
15 you've worked with the company, right?

16 A. Yes.

17 Q. And opioids are a controlled
18 substance, right?

19 A. Yes.

20 Q. And opioids are -- fall into
21 the category of a narcotic drug, right?

22 A. Yes.

█ [REDACTED] █ [REDACTED]

█ [REDACTED] [REDACTED]

The image displays a horizontal bar chart with 25 rows. Each row begins with a small, dark gray square icon. To the right of each icon is a horizontal gray bar. The bars vary in length and are arranged in a way that suggests a sequence or a process. Some rows have a single bar, while others have multiple bars or gaps, creating a complex visual structure. The bars are gray and the background is white.

[illegible]

[REDACTED]

20 MR. SCHMIDT: Objection.
21 Foundation.
22 BY MR. BOGLE:
23 Q. You can still answer unless
24 he tells you not to answer.

1 A. Okay. Can you repeat that?

2 Q. Sure, I can.

█

█

█

█

█

8 MR. SCHMIDT: Same

9 objection.

█

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[illegible]

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2

MR. SCHMIDT: Objection.

3

Form.

4

(Document marked for

5

identification as Exhibit

6

MCK-Mahoney-1)

7

BY MR. BOGLE:

8

Q. Okay. I'm going to hand you

9

what's marked as Exhibit 1.1464. Also

10

marked as Exhibit 1 to your deposition.

11

And the beginning Bates number is

12

MCK_MDL_00478906.

13

Here's your copy. And this

14

is a long table, sir, so I'm not trying

15

to throw stuff at you, I swear.

16

Okay. So looking at

17

Exhibit 1 here. Let me introduce it and

18

then I want to ask you some questions

19

about it.

20

Do you see this is a letter

21

from the U.S. Department of Justice Drug

22

Enforcement Administration dated

23

September 27, 2006. Do you see that?

24

A. Yes.

1 Q. Okay. Have you seen this
2 letter before today?

3 A. Yes.

4 Q. Okay. Did you see it in and
5 around 2006?

6 A. Yes.

7 Q. Okay. How was it -- how did
8 you come to see it in and around 2006?

9 A. It may have been addressed
10 to me at the DC. But I also saw it via
11 e-mail internally.

12 Q. Okay. All right. So I want
13 to discuss a few portions of this letter.

14 The first paragraph there
15 says, "This letter is being sent to every
16 commercial entity in the United States
17 registered with the Drug Enforcement
18 Administration to distribute controlled
19 substances. The purpose of this letter
20 is to reiterate the responsibilities of
21 controlled substance distributors in view
22 of the prescription drug abuse problem
23 our nation currently faces."

24 Do you see that?

1 A. Yes.

2 Q. Okay. And McKesson in 2006
3 was registered with the DEA to distribute
4 controlled substances, right?

5 A. Yes.

6 Q. And if you go down to the
7 third paragraph on the first page. And
8 I'm in the -- let's start with the first
9 sentence. It says, "The CSA was designed
10 by Congress to combat diversion by
11 providing for a closed system of drug
12 distribution in which all legitimate
13 handlers of controlled substances must
14 obtain a DEA registration, and as a
15 condition of maintaining such
16 registration, must take reasonable steps
17 to ensure that their registration's not
18 being utilized as a source of diversion.
19 Distributors are, of course, one of the
20 key components of the distribution chain.
21 If the closed system is to function
22 properly as Congress envisioned,
23 distributors must be vigilant in deciding
24 whether a prospective customer can be

1 trusted to deliver controlled substances
2 only for lawful purposes."

3 Did I read that correctly?

4 A. Yes.

5 Q. Okay. There's a reference
6 here to a closed system in this regard.
7 What do you understand a closed system to
8 mean?

9 A. A closed system is a system
10 in which the -- the drugs are initiated
11 at a manufacturer, usually acquired by
12 distributor. Could be sent to another
13 distributor, or to a pharmacy.

14 The prescription is
15 initiated with the -- the doctor. And
16 the distributor delivers the drugs to the
17 pharmacy, and the pharmacy fills scripts
18 which are initiated by the doctor.

19 Q. And in a closed system in --
20 in the concept of controlled substances
21 means that essentially you have to have
22 this DEA registration in order to be able
23 to prescribe or distribute or manufacture
24 controlled substances, right?

1 A. Yes.

2 Q. Okay. Okay. Look at the
3 next sentence here. It says, "This
4 responsibility is critical as Congress
5 has expressly declared that the illegal
6 distribution of controlled substances has
7 a substantial and detrimental effect on
8 the health and general welfare of the
9 American people."

10 Do you see that?

11 A. Yes.

12 Q. Do you agree with that
13 sentence?

14 MR. SCHMIDT: Objection.
15 Foundation.

16 THE WITNESS: Yes.

17 BY MR. BOGLE:

18 Q. And turning to the second
19 page of this document, one more section
20 that I wanted to look at with you.

21 You see in the middle of the
22 page there where it says the DEA
23 regulations require? Do you see that?

24 A. Yes.

1 Q. It says, "The DEA
2 regulations require all distributors to
3 report suspicious orders of controlled
4 substances. Specifically the regulations
5 state in 21 C.F.R. 1301.74(b), "The
6 registrant shall design and operate a
7 system to disclose to the registrant
8 suspicious orders of controlled
9 substances. The registrant shall inform
10 the field division office of the
11 administration in his area of suspicious
12 orders when discovered by the registrant.
13 Suspicious orders include orders of
14 unusual size, orders deviating
15 substantially from a normal pattern, and
16 orders of unusual frequency."

17 Do you see that?

18 A. Yes.

19 Q. And that paragraph I just
20 read that's from the C.F.R., that's a
21 paragraph that you're familiar with,
22 right?

23 A. Yes.

24 Q. And then it goes on to say,

1 "It bears emphasis that the foregoing
2 reporting requirement is in addition to,
3 and not in lieu of, the general
4 requirement under 21 U.S.C. 823(e) that a
5 distributor maintain effective controls
6 against diversion. Thus, in addition to
7 reporting all suspicious orders, a
8 distributor has statutory responsibility
9 to exercise due diligence to avoid
10 filling suspicious orders that might be
11 diverted into other than a legitimate
12 medical, scientific, and industrial
13 channels."

14 Do you see that?

15 A. Yes.

16 Q. And these -- this additional
17 duty to avoid filling here, that's what
18 we talked about earlier which is the duty
19 to block suspicious orders when they're
20 detected, right?

21 A. Yes.

22 Q. Okay. And would you agree
23 that reporting suspicious orders to the
24 DEA is important because it allows the

■ [REDACTED]
■ [REDACTED]

3 Q. Okay. So do you have a
4 sense as to whether -- actually, strike
5 that.

6 Would you agree with me that
7 blocking a suspicious order is important
8 because it ensures that potential
9 diversion does not occur with that order?

10 MR. SCHMIDT: Same
11 objection. Foundation.

12 THE WITNESS: That's the
13 intent, yes.

14 BY MR. BOGLE:

15 Q. Okay. And diversion of
16 controlled substances, including opioids
17 can be prevented by compliance with the
18 Controlled Substance Act, right?

19 MR. SCHMIDT: Same
20 objection.

21 THE WITNESS: I think there
22 are a lot of different
23 participants. And even if
24 Controlled Substance Act is

1 complied with by a majority of the
2 participants, diversion can still
3 occur.

4 BY MR. BOGLE:

5 Q. Okay. So you would not
6 agree then that diversion of opioids
7 specifically can be prevented through
8 compliance with the Controlled Substance
9 Act?

10 MR. SCHMIDT: Same
11 objection.

12 THE WITNESS: Are you
13 talking about relative to
14 distributors?

15 BY MR. BOGLE:

16 Q. Yeah. We can start there.

17 A. Okay. Can you repeat the
18 question?

Age Group	Percentage
18-29	85%
30-49	82%
50-64	80%
65+	78%
75+	75%

[REDACTED]

21 opioid overdoses are the leading cause of
22 injury-related death in the United
23 States?

24 A. I'm not sure about that.

1 Q. Okay.

2 A. I've heard that for
3 different age groups and that kind of
4 thing. But I'm not sure.

5 Q. Okay. Why don't we take a
6 look at something here with you on that
7 point. I'm going to hand you 1.264,
8 which is marked as Exhibit 2.

9 (Document marked for
10 identification as Exhibit
11 MCK-Mahoney-2.)

12 BY MR. BOGLE:

13 Q. This is a public document.
14 So no Bates numbers.

15 MR. SCHMIDT: You can throw
16 it. I know you're not being rude.
17 It's a big table.

18 BY MR. BOGLE:

19 Q. Okay. Mr. Mahoney, what
20 I've handed you -- here again, I'll
21 introduce it, and we'll kind of go from
22 there -- is a document from May 4, 2018,
23 from the U.S. House of Representatives
24 Committee on Energy and Commerce.

1 Do you see that?

2 A. Mm-hmm.

3 Q. Okay. Have you seen this
4 document before?

5 A. I don't think I've seen this
6 document.

7 Q. Okay. Do you see that the
8 line at the top notes, "Regarding hearing
9 entitled 'Combatting the Opioid Epidemic:
10 Examining Concerns About Distribution and
11 Diversion.'" "

12 Do you see that?

13 A. Yes.

14 Q. Okay. And if you look here,
15 on that first page, there's a section
16 that lists witnesses for the hearing.

17 A. Yes.

18 Q. Do you see that section?

19 A. Mm-hmm.

20 Q. And you see the third person
21 listed there is a John H. Hammergren --

22 A. Yes.

23 Q. -- president and CEO of
24 McKesson. Do you see that?

1 A. Mm-hmm.

2 Q. Okay. And you are familiar
3 with Mr. Hammergren, right?

4 A. Yes.

5 Q. Okay. I mean, you know who
6 he is, right?

7 A. Yeah.

8 Q. Okay. Were you aware that
9 he testified before Congress in 2018?

10 A. Yes.

11 Q. Yes. What information were
12 you provided about his testimony?

13 A. I believe I watched it.

14 Q. Okay. So you did watch at
15 least portions of this hearing that we're
16 talking about here?

17 A. Yes.

18 Q. Okay. So going to the
19 second page of this document, and I'm
20 looking at the paragraph below the chart
21 that says, "The U.S. continues."

22 A. Okay.

23 Q. Do you see that?

24 It says, "The U.S. continues

1 to experience an opioid epidemic which
2 has worsened over the last two decades.
3 Opioid-involved overdose deaths are the
4 leading cause of injury death in the U.S.
5 and take the lives of 115 Americans per
6 day. According to a recent report issued
7 by the Centers For Disease Control and
8 Prevention, CDC, prescription or illicit
9 opioids were involved in nearly
10 two-thirds of all drug overdose deaths in
11 the U.S. during 2016, a 27.7 percent
12 increase from 2015.

13 "In total, more than 351,000
14 people have died since 1999 due to an
15 opioid-involved overdose. The crisis has
16 become so severe that the average life
17 expectancy declined in 2016 from the
18 previous year largely because of opioid
19 overdoses."

20 Do you see that there?

21 A. Yes.

22 Q. Okay. Prior to looking at
23 this today, were you aware that the life
24 expectancy, at least in 2016, had

1 declined largely because of opioid
2 overdoses?

3 MR. SCHMIDT: Objection.
4 Foundation.

5 THE WITNESS: I had heard
6 that life expectancy had gone
7 down. But I hadn't attributed it
8 necessarily to just opioids.

9 Suicide, depression. There
10 were a lot of different things in
11 what I had seen.

12 BY MR. BOGLE:

13 Q. Okay. But you've never seen
14 the reference similar to the one here
15 that decline, at least from 2016 versus
16 2015, was largely because of opioid
17 overdoses?

18 A. I hadn't seen that sentence,
19 no.

20 Q. Any reason to dispute that
21 finding?

22 A. No.

23 MR. SCHMIDT: Same
24 objection.

1 BY MR. BOGLE:

2 Q. We talked a little bit
3 earlier about your involvement at the
4 Lakeland distribution center, initially
5 as the assistant distribution center
6 manager -- I think that was the title
7 that you gave me -- then distribution
8 center manager, and then as director of
9 regulatory affairs responsible for
10 Lakeland. We talked about that earlier,
11 right?

12 A. Yes.

13 Q. Okay. So Florida -- let me
14 back up. Strike that.

15 Do you live in Florida?

16 A. I do.

17 Q. Okay. How long have you
18 lived in Florida?

19 A. About 20 years.

20 Q. Okay. So being a Florida
21 resident in addition to being an employee
22 of McKesson in the capacities that we've
23 discussed, you understand that Florida
24 has been hit very hard by the opioid

1 epidemic, correct?

2 A. Yes.

3 Q. Are you familiar with Gary
4 Boggs at McKesson?

5 A. Yes, mm-hmm.

6 Q. Did you know him in any
7 capacity prior to him joining the
8 company?

9 A. I may have met him before.
10 But I didn't know him.

11 Q. Okay. You do know that he
12 was with the DEA prior to joining
13 McKesson, right?

14 A. Yes.

15 Q. And he works in the
16 regulatory affairs department at McKesson
17 presently, right?

18 A. Yes.

19 Q. And has for the past five
20 years or so, right?

21 A. Yes.

22 (Document marked for
23 identification as Exhibit
24 MCK-Mahoney-3.)

1 BY MR. BOGLE:

2 Q. I'm going to hand you what
3 I'm marking Exhibit 1.851, also marked as
4 Exhibit 3.

5 MR. SCHMIDT: Bill, when
6 you're done with the exhibits,
7 I'll just put them here. If we
8 need to go back to any earlier
9 ones --

10 MR. BOGLE: Yeah, we may
11 bounce a little back and forth.
12 But --

13 MR. SCHMIDT: I'll help you
14 with that, which should be
15 terrifying to everyone in the
16 room. I'll do my best.

17 BY MR. BOGLE:

18 Q. All right. So Exhibit 3
19 here, also marked as 1.851, is a

20 [REDACTED]

21 [REDACTED]

22 [REDACTED]

23 Do you see that?

24 A. Yes.

1 A. Mm-hmm.

2 Q. Is that a yes?

3 A. Yes.

4 Q. I'm sorry, I'm not trying to
5 be rude, just want to make sure --

6 A. No, I understand --
7 understand.

8 Q. The concept of a pill mill,
9 what does that mean to you?

10 A. The way I envision the pill
11 mill is a doctor, doctor or doctor's
12 office, in which people are seeing the
13 doctor and getting opioids on the way
14 out.

15 Q. Okay.

16 A. So from my exposure or
17 things that I've seen, it would be a high
18 volume-type operation.

19 Q. Okay. In the term "pill
20 mill" as used generally in -- strike
21 that.

22 The term "pill mill" when
23 you are talking about the sales of
24 controlled substances is -- has a

[REDACTED]

[REDACTED]

3 MR. SCHMIDT: Objection.

4 Foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

2

Q. And you've seen that

3

reference before today, right?

4

A. I believe so.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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9

MR. SCHMIDT: Objection.

10

Vague.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

2 (Document marked for
3 identification as Exhibit
4 MCK-Mahoney-4.)

5 BY MR. BOGLE:

6 Q. I'm going to hand you next
7 what I'm marking as Exhibit 1.1968, also
8 marked as Exhibit 4 to your deposition.

9 And the start date here is
10 MCK_MDL_00651331.

11 Okay. So what I've given
12 you here is Exhibit 4. The title is

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

20 Q. Okay. And before we get
21 into it, I have a few questions about it,
22 but before we get there, ISMC, what does
23 that stand for at McKesson?

24 A. Independent and small and

¹ medium chain.

2 Q. Okay.

3 A. So it's a segment of the
4 retail marketplace.

5 Q. Okay. It's a type of
6 pharmacy customer; is that fair?

7 A. Yeah.

The diagram consists of 28 horizontal gray bars of varying lengths and positions, arranged vertically. The bars are as follows:

- Bar 1: Starts at the left edge, ends at approximately 25% width.
- Bar 2: Starts at approximately 25% width, ends at approximately 75% width.
- Bar 3: Starts at approximately 25% width, ends at approximately 85% width.
- Bar 4: Starts at the left edge, ends at approximately 70% width.
- Bar 5: Starts at approximately 35% width, ends at approximately 80% width.
- Bar 6: Starts at the left edge, ends at 100% width.
- Bar 7: Starts at the left edge, ends at approximately 30% width.
- Bar 8: Starts at approximately 35% width, ends at approximately 85% width.
- Bar 9: Starts at the left edge, ends at approximately 50% width.
- Bar 10: Starts at approximately 35% width, ends at approximately 70% width.
- Bar 11: Starts at approximately 25% width, ends at approximately 45% width.
- Bar 12: Starts at approximately 25% width, ends at approximately 90% width.
- Bar 13: Starts at the left edge, ends at approximately 85% width.
- Bar 14: Starts at the left edge, ends at approximately 33% width.
- Bar 15: Starts at approximately 35% width, ends at approximately 80% width.
- Bar 16: Starts at the left edge, ends at approximately 88% width.
- Bar 17: Starts at the left edge, ends at approximately 85% width.
- Bar 18: Starts at the left edge, ends at approximately 90% width.
- Bar 19: Starts at the left edge, ends at approximately 92% width.
- Bar 20: Starts at approximately 25% width, ends at approximately 85% width.
- Bar 21: Starts at approximately 25% width, ends at approximately 95% width.
- Bar 22: Starts at the left edge, ends at 100% width.
- Bar 23: Starts at the left edge, ends at approximately 22% width.
- Bar 24: Starts at approximately 25% width, ends at approximately 45% width.
- Bar 25: Starts at approximately 25% width, ends at approximately 92% width.

[illegible]

[illegible]

10 MR. SCHMIDT: Let me just
11 say, I think there was an issue in
12 one of the earlier depositions
13 about geographic focus
14 restriction. We're, I think, well
15 outside of it with Florida. I'd
16 ask you to kind of focus on what's
17 at issue geographically. And if
18 not, we'll obviously preserve our
19 objection and maybe seek relief on
20 that basis.

21 MR. BOGLE: Yeah, I mean,
22 you're certainly entitled to
23 object, but there's no geographic
24 restrictions as to what I can ask.

1 I'm aware of nothing of the sort.

2 MR. SCHMIDT: I don't think
3 we understand that in that way in
4 terms of the judge ordering -- the
5 special master ordering that
6 discovery should be focused on the
7 jurisdictions that would be
8 subject to the first trial.

9 BY MR. BOGLE:

10 Q. My question stands. Do you
11 recall my question?

12 A. Can you repeat it, please?

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A horizontal bar chart with 20 rows. Each row has a small square marker on the left and a corresponding horizontal bar. The bars vary in length and position, representing different percentages. The bars are gray, and the background is white. The chart is enclosed in a black border.

Category	Percentage
1	65%
2	85%
3	85%
4	55%
5	80%
6	75%
7	45%
8	90%
9	65%
10	25%
11	90%
12	90%
13	75%
14	95%
15	90%
16	25%
17	90%
18	85%
19	80%
20	90%

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

5 MR. SCHMIDT: Objection.
6 Foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

19 Q. Okay. And Florida
20 specifically, is it your understanding,
21 has historically had one of the highest
22 rates of diversion of opioids in the
23 country?

24 A. Let me see. Historically?

1 Q. Yeah. So, well let me ask
2 you. Here, we'll just look at the
3 document. We'll cut to it.

4 (Document marked for
5 identification as Exhibit
6 MCK-Mahoney-5.)

7 BY MR. BOGLE:

8 Q. I'll hand you what's marked
9 as Exhibit 1.1434, also marked as
10 Exhibit 5, and start with Bates
11 MCKMDL00403517.

12 That's as far as I can get
13 it.

14 Okay. We'll start with the

[REDACTED]

[illegible]

[illegible]

[REDACTED]

8 Q. Are you familiar with the
9 concept known as migration when it comes
10 to controlled substances?

11 MR. SCHMIDT: Objection.
12 Vague.

13 THE WITNESS: I have -- I'm
14 not sure.

15 BY MR. BOGLE:

16 Q. Okay. Not sure if you ever
17 heard that term used in the context of
18 controlled substances?

19 A. I may have heard about it in
20 various modes or forms.

21 Q. Okay. Do you have any sense
22 of what that means, again focused on
23 controlled substances?

24 A. I think that one of the

1 things, for example, that was seen was
2 that as the states were doing their part
3 to fight the system, they were making
4 more tools available to doctors and
5 pharmacists that they could track what
6 their patients were doing.

7 So state by state, they were
8 implementing prescription monitoring
9 programs. And some states were early to
10 embrace them, and some were later.

11 And I think that one of the
12 things that was observed was that that
13 was a strong tool that caused abuse to
14 move to states that did not have those
15 kinds of systems.

16 So as they were
17 implemented -- and I don't know when the
18 first one was implemented. But they may
19 have moved from states where they were
20 implemented. Maybe Kentucky and Ohio
21 were among the early ones. And abuse
22 moved to states where there were less --
23 less strong monitoring programs.

24 Q. Okay. Have you heard of the

1 concept of migration used in the sense of
2 when controlled substances or even
3 illegal -- applies equally to illegal
4 drugs -- are supplied to a market,
5 oversupplied to a market, when that
6 market is oversupplied, the excess will
7 tend to migrate somewhere else?

8 MR. SCHMIDT: Objection.
9 Vague.

10 BY MR. BOGLE:

11 Q. Are you familiar with that
12 kind of concept, migration?

13 A. I can understand --

14 MR. SCHMIDT: Same
15 objection.

16 Go ahead.

17 THE WITNESS: I understand
18 what you're saying.

19 BY MR. BOGLE:

20 Q. Okay. Does that make sense
21 to you?

22 MR. SCHMIDT: Same
23 objection. Vague.

24 THE WITNESS: It sounds like

1 it makes sense.

2 BY MR. BOGLE:

3 Q. Okay. And specifically
4 talking about the State of Florida, there
5 has been significant migration of drug
6 diversion out of the State of Florida up
7 to the east coast and the Midwest, right?

8 A. I'm not sure.

9 (Document marked for
10 identification as Exhibit
11 MCK-Mahoney-6.)

12 BY MR. BOGLE:

13 Q. I'm going to hand you what
14 I'm marking as Exhibit 1.1355, also
15 marked as Exhibit 6. And it's Bates
16 Number MCKMDL00407451.

■

[REDACTED]

■

[REDACTED]

■

[REDACTED]

■

[REDACTED]

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[REDACTED]

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[REDACTED]

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[REDACTED]

[REDACTED]

■

[REDACTED]

1	2	3	4
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45	46	47	48
49	50	51	52
53	54	55	56
57	58	59	60
61	62	63	64
65	66	67	68
69	70	71	72
73	74	75	76
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85	86	87	88
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93	94	95	96
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109	110	111	112
113	114	115	116
117	118	119	120
121	122	123	124
125	126	127	128
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153	154	155	156
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245	246	247	248
249	250	251	252
253	254	255	256
257	258	259	260
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265	266	267	268
269	270	271	272
273	274	275	276
277	278	279	280
281	282	283	284
285	286	287	288
289	290	291	292
293	294	295	296
297	298	299	300
301	302	303	304
305	306	307	308
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317	318	319	320
321	322	323	324
325	326	327	328
329	330	331	332
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397	398	399	400
401	402	403	404
405	406	407	408
409	410	411	412
413	414	415	416
417	418	419	420
421	422	423	424
425	426	427	428
429	430	431	432
433	434	435	436
437	438	439	440

[REDACTED]

21 Q. I'm going to hand you what
22 I'm marking as Exhibit 1.1946, also
23 marked as Exhibit 7 to your deposition.
24 (Document marked for

1 identification as Exhibit

2 MCK-Mahoney-7.)

3 BY MR. BOGLE:

4 Q. And the start Bates number
5 is MCKMDL00496859.

6 You don't need to worry
7 about those numbers. They just tell me
8 that I have to read them off.

9 Okay. So Exhibit 7 to

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

■	[REDACTED]
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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

15 MR. SCHMIDT: Object to

16 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

A horizontal bar chart with five bars representing different age groups. The bars are gray and set against a light gray background. The bars are ordered from top to bottom: 18-29, 30-49, 50-64, 65+, and 75+.

Age Group	Percentage
18-29	92%
30-49	95%
50-64	85%
65+	98%
75+	75%

6 MR. SCHMIDT: Objection.

7 Characterization.

■	[REDACTED]		
■	[REDACTED]		
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■	■	[REDACTED]	[REDACTED]
■	■	[REDACTED]	[REDACTED]
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■	■	[REDACTED]
■	[REDACTED]	

A vertical list of 20 items, each consisting of a small square icon followed by a horizontal bar of varying length. The bars are gray and the icons are black.

23 MR. SCHMIDT: Objection.

24 Just a second. Sorry.

¹ Objection. Foundation.

Response	Percentage
Not responsible	10%
Somewhat responsible	20%
Somewhat responsible	30%
Responsible	40%

Age Group	Percentage
18-24	10%
25-34	25%
35-44	35%
45-54	20%
55-64	10%
65-74	5%
75-84	5%
85+	5%

15 MR. SCHMIDT: Objection.

16 Foundation.

17 BY MR. BOGLE:

■ ■ ■

A vertical bar chart consisting of 20 rows. Each row features a small gray square on the left side, followed by a horizontal gray bar of varying length. The bars represent data points for each row, with lengths ranging from approximately 10% to 100% of the total width. The distribution of bar lengths is as follows:

Row Index (1-20)	Bar Length (approx. % of total width)
1	35
2	85
3	100
4	95
5	95
6	25
7	25
8	100
9	100
10	90
11	75
12	35
13	85
14	25
15	25
16	100
17	100
18	100
19	45
20	25

21 MR. SCHMIDT: Object to the
22 characterization. You've got to
23 give me just a second to lodge an
24 objection.

[illegible]

[illegible]

A horizontal bar chart with 20 rows. Each row consists of a small gray square on the left and a larger gray bar to its right. The bars vary in length and position, creating a fragmented, abstract pattern. The bars are arranged in a way that suggests a sequence or progression, with some bars starting at the same point and others starting at different points. The overall effect is one of a complex, multi-layered structure.

22 MR. SCHMIDT: Object to the
23 characterization.
24 BY MR. BOGLE:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

8 MR. SCHMIDT: Objection.

9 Characterization.

[REDACTED]

[REDACTED]

[REDACTED]

13 BY MR. BOGLE:

14 Q. Okay. I'm going to hand you
15 what I'm marking as 1.1789. Also marked
16 as Exhibit 8.

17 Start Bates Number is
18 MCK_MDL_00496876.

19 (Document marked for
20 identification as Exhibit
21 MCK-Mahoney-8.)

22 BY MR. BOGLE:

[REDACTED]

[REDACTED]

■	[REDACTED]	[REDACTED]
■	[REDACTED]	
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■		[REDACTED]
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A horizontal bar chart with 25 rows. Each row has a small square marker on the left and a corresponding horizontal bar. The bars vary in length and position, representing percentages. The categories are not explicitly labeled, but the bars represent data points for each row.

Row	Percentage (%)
1	25
2	75
3	90
4	70
5	95
6	93
7	88
8	90
9	65
10	20
11	25
12	90
13	88
14	15
15	20
16	65
17	93
18	88
19	90
20	65
21	20
22	90
23	95
24	88
25	25

A horizontal bar chart consisting of 20 rows. Each row features a small, solid gray square on the left side, followed by a horizontal gray bar of varying length and position. The bars are distributed across the rows as follows:

- Row 1: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 2: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 3: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 4: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 5: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 6: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 7: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 8: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 9: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 10: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 11: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 12: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 13: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 14: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 15: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 16: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 17: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 18: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 19: Bar starts at the right edge of the small square and extends to the right edge of the chart.
- Row 20: Bar starts at the right edge of the small square and extends to the right edge of the chart.

1 characterization.

17 You see that, right?

18 MR. SCHMIDT: Same

19 objection.

Age Group	Percentage
18-24	10%
25-34	40%
35-44	10%
45-54	60%
55+	40%

24 MR. SCHMIDT: Same

1 objection.

[REDACTED]

11 MR. SCHMIDT: Objection.

12 Foundation.

[REDACTED]

[illegible]

[illegible]

[illegible]

■	[REDACTED]		
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■	[REDACTED]		

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12	1	1	1
13	1	1	1
14	1	1	1
15	1	1	1
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37	1	1	1
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39	1	1	1
40	1	1	1
41	1	1	1
42	1	1	1
43	1	1	1
44	1	1	1
45	1	1	1
46	1	1	1
47	1	1	1
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49	1	1	1
50	1	1	1
51	1	1	1
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56	1	1	1
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[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

8 (Document marked for
9 identification as Exhibit
10 MCK-Mahoney-9.)

11 BY MR. BOGLE:

12 Q. I'm going to hand you what
13 I'm marking as Exhibit 1.1963, also
14 marked as Exhibit 9. Bates Number
15 MCKMDL00571360.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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■	[REDACTED]		[REDACTED]
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■		■	■
■		■	[REDACTED]

[illegible]

14 MR. SCHMIDT: Objection.
15 Foundation.

A horizontal bar chart with 20 rows. Each row has a small square marker on the left and a corresponding horizontal bar. The bars vary in length and position, representing percentages. The first bar is the longest, extending almost to the right edge. The second bar is shorter and has a gap before its end. The third bar is long, similar to the first. The fourth bar is slightly shorter. The fifth bar is shorter still. The sixth bar is shorter. The seventh bar has a gap before its end. The eighth bar is long. The ninth bar is long. The tenth bar is long. The eleventh bar is shorter. The twelfth bar is shorter. The thirteenth bar is shorter. The fourteenth bar is shorter. The fifteenth bar is shorter. The sixteenth bar is shorter. The seventeenth bar is shorter. The eighteenth bar is shorter. The nineteenth bar is shorter. The twentieth bar is shorter.

Category	Percentage
1	95%
2	70%
3	92%
4	88%
5	82%
6	78%
7	85%
8	88%
9	88%
10	88%
11	72%
12	72%
13	25%
14	65%
15	15%
16	15%
17	15%
18	95%
19	88%
20	88%
21	82%
22	88%
23	78%
24	88%
25	72%
26	15%
27	15%
28	15%
29	85%
30	95%
31	15%

[illegible]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

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[REDACTED] [REDACTED] [REDACTED]

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[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

10 MR. SCHMIDT: Objection.

11 Foundation.

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

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15 I'm going to hand you what
16 I'm marking as Exhibit 1.1943, which is
17 also Exhibit 10.

18 (Document marked for
19 identification as Exhibit
20 MCK-Mahoney-10.)

21 MR. BOGLE: Start Bates is
22 MCK_MDL_00496306.

23 BY MR. BOGLE:

24 Q. Okay. Start by sort of

1 orienting you to this document since it's
2 a larger one here. You see on the front

█

█

█

█

█

8 Q. Okay. Have you seen this
9 before, this document?

10 A. I'm not sure.

11 Q. Okay. All right. Let's
12 take a look first at, looking at the
13 Bates numbers, it's 6309, excuse me.

14 I think it's the third page,
15 or the fourth page of the document?

16 A. Mm-hmm.

17 Q. And you see this is the
18 actual order to show cause that was filed
19 by the DEA, do you see that?

20 A. Yes.

21 Q. Okay. And you've seen this
22 before, right?

23 A. Yes.

█

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The diagram consists of 28 horizontal gray bars of varying lengths and positions, arranged in a staggered fashion. The bars are organized into several groups, with some starting at the left edge and others indented. The bars are gray and set against a white background.

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

12 Do you see that?

13 A. Yes.

14 Q. This term "rogue internet
15 pharmacies," what do you understand that
16 to mean?

17 A. I understand it to mean
18 illegal -- pharmacies that are acting
19 illegally to sell hydrocodone or
20 oxycodone or other -- other products.

21 Q. Okay.

22 A. In some cases I think it was
23 Viagra and Cialis and that kind of thing.

[REDACTED]

1	[REDACTED]		
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[REDACTED]

[REDACTED]

[REDACTED]

12 MR. SCHMIDT: Object to

13 form. Compound.

[REDACTED]

[REDACTED]

[REDACTED]

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[illegible]

[illegible]

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[REDACTED]

2

MR. SCHMIDT: Objection.

3

Foundation.

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[REDACTED]

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23

MR. SCHMIDT: Objection.

24

Foundation.

17 MR. SCHMIDT: Objection.
18 Foundation.

Statement	Percentage of respondents
The current government is responsible for the crisis in Ukraine	100%
The current government is responsible for the crisis in Ukraine	100%

[illegible]

■	[REDACTED]
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The diagram consists of 28 horizontal gray bars arranged vertically. The bars vary in their starting and ending horizontal positions, creating a staggered effect. The sequence of bars is as follows:

- Bar 1: Starts at the far left, ends at approximately 80% width.
- Bar 2: Starts at approximately 20% width, ends at approximately 90% width.
- Bar 3: Starts at the far left, ends at approximately 95% width.
- Bar 4: Starts at the far left, ends at approximately 50% width.
- Bar 5: Starts at approximately 25% width, ends at approximately 90% width.
- Bar 6: Starts at the far left, ends at approximately 25% width.
- Bar 7: Starts at approximately 25% width, ends at approximately 45% width.
- Bar 8: Starts at approximately 52% width, ends at approximately 75% width.
- Bar 9: Starts at approximately 78% width, ends at approximately 88% width.
- Bar 10: Starts at the far left, ends at approximately 78% width.
- Bar 11: Starts at the far left, ends at approximately 95% width.
- Bar 12: Starts at the far left, ends at approximately 95% width.
- Bar 13: Starts at the far left, ends at approximately 40% width.
- Bar 14: Starts at approximately 38% width, ends at approximately 72% width.
- Bar 15: Starts at approximately 25% width, ends at approximately 45% width.
- Bar 16: Starts at approximately 25% width, ends at approximately 48% width.
- Bar 17: Starts at approximately 52% width, ends at approximately 88% width.
- Bar 18: Starts at the far left, ends at approximately 88% width.
- Bar 19: Starts at the far left, ends at approximately 95% width.
- Bar 20: Starts at the far left, ends at approximately 20% width.
- Bar 21: Starts at approximately 25% width, ends at approximately 45% width.
- Bar 22: Starts at approximately 25% width, ends at approximately 85% width.
- Bar 23: Starts at approximately 38% width, ends at approximately 88% width.
- Bar 24: Starts at the far left, ends at approximately 90% width.
- Bar 25: Starts at the far left, ends at approximately 85% width.
- Bar 26: Starts at approximately 25% width, ends at approximately 58% width.
- Bar 27: Starts at approximately 25% width, ends at approximately 48% width.
- Bar 28: Starts at approximately 52% width, ends at approximately 95% width.

■	[REDACTED]		
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A horizontal bar chart with 20 rows. Each row consists of a small gray square on the left and a larger gray bar to its right. The bars vary in length and position, representing different data points or categories. The bars are arranged in a way that suggests a sequence or progression, with some bars being longer than others and some starting at different points along the horizontal axis.

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[illegible]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

9 MR. SCHMIDT: Objection.

10 Foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

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[REDACTED]

7 MR. SCHMIDT: Objection.
8 Foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

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[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

20 MR. SCHMIDT: Same
21 objection. Foundation.
22 BY MR. BOGLE:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

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[REDACTED]

15 MR. SCHMIDT: Objection.
16 Foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

1 MR. SCHMIDT: Objection.

2 Foundation.

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5 BY MR. BOGLE:

6 Q. Okay. I'm going to hand you
7 what I'm marking as Exhibit 1.1947.

8 Exhibit 11. Start Bates is

9 MCK_MDL_00497154.

10 (Document marked for
11 identification as Exhibit
12 MCK-Mahoney-11.)

13 MR. SCHMIDT: Are you done
14 with this one?

15 MR. BOGLE: I'm done for
16 now, but it's one we'll come back
17 to at some point. So however you
18 want to deal with that.

19 MR. SCHMIDT: I'll dig it
20 out when we come back to it.

21 MR. BOGLE: It's an easy one
22 to find.

23 BY MR. BOGLE:

24 Q. Okay. So I want to

1 introduce this document to you here. Oh,
2 sorry.

The image consists of a 20x20 grid of 400 squares. Each square contains a small gray rectangle. The rectangles vary in size and position, creating a dense, abstract pattern. The rectangles are oriented horizontally and are distributed across the grid in a way that suggests a random or semi-random process. The overall effect is a complex, textured surface made of many small, uniform elements.

[illegible]

24

MR. SCHMIDT: Objection.

The diagram illustrates a 15-step process. Each step is represented by a small square icon followed by a text label. The steps are arranged in a vertical column, with some steps having additional text or icons to the right.

1. Step 1: [Icon] [Text]
2. Step 2: [Icon] [Text]
3. Step 3: [Icon] [Text]
4. Step 4: [Icon] [Text]
5. Step 5: [Icon] [Text]
6. Step 6: [Icon] [Text]
7. Step 7: [Icon] [Text]
8. Step 8: [Icon] [Text]
9. Step 9: [Icon] [Text]
10. Step 10: [Icon] [Text]
11. Step 11: [Icon] [Text]
12. Step 12: [Icon] [Text]
13. Step 13: [Icon] [Text]
14. Step 14: [Icon] [Text]
15. Step 15: [Icon] [Text]

18 MR. SCHMIDT: Objection.
19 Foundation.

The diagram consists of a vertical stack of six rectangular blocks. The top block is divided into three segments. The second block is a single segment. The third block is divided into two segments. The fourth block is divided into two segments. The fifth block is a single segment. The sixth block is a single segment.

22 MR. SCHMIDT: Objection.

23 Foundation.

☐ I am a member of the following organization(s) _____

[REDACTED]

[REDACTED]

[REDACTED]

4 MR. SCHMIDT: Same
5 objection.

[REDACTED]

7 BY MR. BOGLE:

8 Q. Okay. All right. I'm going
9 to hand you what I'm marking as
10 Exhibit 12, which is also marked as
11 1.1951.

12 (Document marked for
13 identification as Exhibit
14 MCK-Mahoney-12.)

15 MR. BOGLE: Bates number
16 MCKMDL00496536.

17 MR. SCHMIDT: While he's
18 looking at that I think we're
19 about an hour. Maybe after this
20 document, can we take a break?

21 MR. BOGLE: Yeah, we can
22 take one now if you want.

23 MR. SCHMIDT: No, if you
24 want to go through the document.

1 I don't want you to get --

2 BY MR. BOGLE:

3 Q. Well, I'll hand you -- all
4 right. And again, this is government
5 Exhibit 3. Do you see that statement on
6 it there?

7 A. Mm-hmm.

8 Q. And I'll represent to you
9 this came from McKesson as being part of
10 the show cause exhibits for the Lakeland
11 show cause proceeding that was given to
12 us.

13 A. Mm-hmm.

14 Q. You see there's actually a
15 stamp at the bottom, Drug Enforcement
16 Administration.

17 A. Right.

18 Q. Right? Do you see that?

19 A. Mm-hmm.

[REDACTED]

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[REDACTED]

14 MR. SCHMIDT: Objection.

15 Foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

13 MR. BOGLE: Okay. We can
14 take a break now.

15 THE VIDEOGRAPHER: Stand by
16 please. Remove your microphones.
17 The time is 11:35 a.m. Going off
18 the record.

19 (Short break.)

20 THE VIDEOGRAPHER: Okay. We
21 are back on the record. The time
22 is 11:55 a.m.

23 BY MR. BOGLE:

24 Q. Okay. Mr. Mahoney, if we

1 can start by going back to Exhibit 7.

█

[REDACTED]

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[REDACTED] [REDACTED]

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[REDACTED]

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█ [REDACTED] [REDACTED]

Response	Percentage
U.S. should take action	85%
U.S. should not take action	15%

10 MR. SCHMIDT: Objection.

11 Characterization.

The diagram consists of 14 horizontal gray bars of varying lengths and positions, arranged in a staggered fashion. The bars are as follows:

- Bar 1: Starts at the left edge, ends at approximately 35% of the width.
- Bar 2: Starts at approximately 35% of the width, ends at approximately 65% of the width.
- Bar 3: Starts at approximately 65% of the width, ends at approximately 95% of the width.
- Bar 4: Starts at approximately 25% of the width, ends at approximately 58% of the width.
- Bar 5: Starts at approximately 25% of the width, ends at approximately 82% of the width.
- Bar 6: Starts at the left edge, ends at approximately 38% of the width.
- Bar 7: Starts at approximately 25% of the width, ends at approximately 29% of the width.
- Bar 8: Starts at approximately 38% of the width, ends at approximately 49% of the width.
- Bar 9: Starts at approximately 53% of the width, ends at approximately 95% of the width.
- Bar 10: Starts at the left edge, ends at 100% of the width.
- Bar 11: Starts at the left edge, ends at approximately 93% of the width.
- Bar 12: Starts at approximately 25% of the width, ends at approximately 29% of the width.
- Bar 13: Starts at approximately 38% of the width, ends at approximately 47% of the width.
- Bar 14: Starts at approximately 53% of the width, ends at approximately 97% of the width.
- Bar 15: Starts at the left edge, ends at 100% of the width.
- Bar 16: Starts at the left edge, ends at approximately 97% of the width.
- Bar 17: Starts at the left edge, ends at 100% of the width.

[REDACTED]

[REDACTED]

[REDACTED]

4

MR. SCHMIDT: Same

5

objection. Characterization.

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

1

MR. SCHMIDT: Objection.



[REDACTED]

[REDACTED]

3 MR. SCHMIDT: Objection.

4 Characterization.

[REDACTED]

[REDACTED]

[REDACTED]

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15 (Document marked for
16 identification as Exhibit
17 MCK-Mahoney-13.)

18 BY MR. BOGLE:

[REDACTED] [REDACTED] [REDACTED]

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[REDACTED] [REDACTED]

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[REDACTED]

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[REDACTED]

6 MR. SCHMIDT: Objection.

7 Foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[illegible]

14 MR. SCHMIDT: Objection.
15 Foundation. Characterization.

Category	Percentage
A	10%
B	10%
C	10%
D	10%
E	10%
F	10%
G	10%
H	10%
I	10%
J	10%
K	10%
L	10%

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

7 Q. Okay. I'm going to hand you
8 now what I'm marking as Exhibit 14. Also
9 numbered as 1.1953.

10 (Document marked for
11 identification as Exhibit
12 MCK-Mahoney-14.)

13 BY MR. BOGLE:

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

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15 MR. SCHMIDT: Object to
16 characterization.

Age Group	I don't know	I would not	I would	I would definitely
18-24	10%	10%	20%	60%
25-34	10%	20%	30%	40%
35-44	10%	10%	30%	50%
45-54	10%	10%	40%	40%
55-64	10%	10%	50%	30%
65+	10%	10%	40%	40%

24 MR. SCHMIDT: Same

[illegible]

21 MR. SCHMIDT: Object to the
22 characterization.

Circumstance	Percentage of Respondents
In self-defense	85%
To protect others from harm	75%
To prevent a crime	65%
To punish someone who has committed a crime	45%

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

7 Q. I'm going to hand you what
8 I'm marking as Exhibit 16. Also marked
9 as 1.1970.

10 (Document marked for
11 identification as Exhibit
12 MCK-Mahoney-16.)

13 BY MR. BOGLE:

14 Q. This is an article that I
15 pulled off the internet from the Ledger
16 titled "Pharmacy Raided by DEA Agents,"
17 posted November 17, 2006.

18 Do you see that?

19 A. Yes.

20 Q. Okay. And it says -- and
21 from Lakeland, "A local pharmacy's
22 license was suspended Thursday after it
23 was raided by agents from the U.S. Drug
24 Enforcement Administration."

1 MR. SCHMIDT: Can I just
2 have an ongoing, running objection
3 to the questions on this document,
4 this unauthenticated document?

5 MR. BOGLE: Okay.

6 BY MR. BOGLE:

7 Q. "Federal agents, with help
8 from local law enforcement agencies,
9 seized several boxes of prescription
10 drugs from Medcenter Pharmacy located
11 at" -- and it provides the address in
12 Lakeland. And it says, "Agents also
13 raided a sister store at 4607 Clark
14 Avenue in Tampa that operated under the
15 name MediPharm-Rx, Inc."

16 Do you see that?

17 A. Yes.

█

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[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

7 Q. And it says, "Both
8 pharmacies are owned by a Robert L.
9 Caddick, whose last known address was in
10 Oviedo," also in Florida, right?

11 A. Oviedo? Yeah.

12 Q. And then it says, "Jeannette
13 Moran, spokeswoman for the DEA's Miami
14 field office, said that both pharmacies'
15 licenses to sell controlled substances
16 have been suspended." And then it goes
17 on to say, "She said the DEA considers
18 the operation as a whole to be an
19 imminent danger to public health and
20 safety."

21 Do you see that reference?

22 A. Yes.

23 Q. And she says -- "She said
24 agents pulled 635,000 doses of

1 prescription medicines from the Tampa
2 location. Most of those medicines were
3 hydrocodone, sold as Vicodin, and
4 alprazolam sold as Xanax."

5 Do you see that?

6 A. Yes.

Row	Bar Length (approx. % of total width)
1	95
2	85
3	100
4	80
5	45
6	25
7	25
8	25
9	95
10	45
11	25
12	90
13	100
14	95
15	40
16	25
17	95
18	60
19	25
20	95

[REDACTED]

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[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

10 MR. SCHMIDT: Objection.
11 Foundation.

[REDACTED]

[REDACTED]

14 BY MR. BOGLE:

15 Q. Okay. I'm going to hand you
16 what I'm marking as 1.1969, also marked
17 as Exhibit 17.

18 (Document marked for
19 identification as Exhibit
20 MCK-Mahoney-17.)

21 MR. SCHMIDT: Same running
22 objection on the authenticity of
23 this.

24 MR. BOGLE: Okay.

1 BY MR. BOGLE:

2 Q. You see this is an article
3 from the Tampa Tribune published
4 March 17, 2008.

5 Do you see that?

6 A. Yes.

7 Q. Okay. On the second page,
8 in the middle, I'll kind of point to it
9 if it helps you. It says, "The DEA also
10 arrested."

11 A. Okay.

12 Q. It says, "The DEA also
13 arrested two men tied to a Tampa pharmacy
14 the agency had targeted in
15 November 2006." That's the time frame we
16 just looked at, right, where they were
17 raided; is that right?

18 A. Yes.

19 Q. Okay. And it lists the
20 first person's name. The second name is
21 "Robert Caddick, 51, of 1007 Eagens
22 Creek, Oviedo, were arrested on federal
23 charges of conspiracy to possess with
24 intent to distribute hydrocodone, an

1 opiate nearly equivalent to morphine for
2 pain relief."

3 And it's noted further on
4 down there that Mr. Caddick was the owner
5 registered agent of MediPharm-Rx. Do you
6 see that? It's a couple sentences down
7 from there.

8 A. I see it. Yes.

[REDACTED]

1 MR. SCHMIDT: Object to
2 characterization.

[REDACTED]

18 MR. SCHMIDT: Object to the
19 characterization.

[REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

5 I'm going to guide you. So it should be
6 Exhibit 10.

7 A. 10.

8 Q. It's the biggest one.

9 A. Right.

10 MR. SCHMIDT: It's the big?

11 MR. BOGLE: The biggest
12 document. 1943.

13 MR. SCHMIDT: I just wanted
14 to get that on the record twice.
15 No, the second part. Go ahead.
16 I'm giving you a hard time.

17 MR. BOGLE: No problem.
18 It's easy to do.

19 BY MR. BOGLE:

20 Q. All right. So let's go to
21 Page 6444, on the Bates numbers on the
22 left. I think this will address what you
23 want to look at.

24 Okay. And this is some

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[REDACTED]

5 Q. Okay. I'm going to hand
6 you -- excuse me.

7 Let me hand you what I'm
8 marking as Exhibit 1.1997, also marked as
9 Exhibit 18.

10 (Document marked for
11 identification as Exhibit
12 MCK-Mahoney-18.)

13 MR. BOGLE: I think I only
14 have three of these instead of
15 four. I apologize for that.

16 BY MR. BOGLE:

[REDACTED]

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[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

17 MR. SCHMIDT: Objection.

18 Foundation.

19 THE WITNESS: Can you say
20 that again, please?

21 BY MR. BOGLE:

22 Q. Sure.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

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10 MR. SCHMIDT: Objection.

11 Speculation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

18 MR. SCHMIDT: Same

19 objection. Speculation.

[REDACTED]

[REDACTED]

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13 MR. SCHMIDT: I'll object to

14 the speculation.

[REDACTED]

[REDACTED]

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8

MR. SCHMIDT: Objection.

9

Vague.

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17

MR. SCHMIDT: Same

18

objection. Vague.

19

BY MR. BOGLE:

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[REDACTED]

[REDACTED]

10 Q. Okay. And you are aware
11 that settlement occurred in 2008, true?

12 A. Yes.

13 Q. Okay. And as part of that
14 settlement, McKesson agreed to multiple
15 things, but one was to pay a fine of
16 \$13,250,000, right?

17 A. Yes.

18 Q. Okay. And in fairness to
19 the Lakeland distribution center, it was
20 for conduct not just involving Lakeland
21 but involving other distribution centers
22 too, right?

23 A. Correct.

24 Q. I'm sorry?

1 A. Yes.

2 Q. Okay. Have you seen the
3 settlement agreement from the 2008
4 settlement?

5 A. Yes.

6 Q. You have? Okay.

7 I want to take a look at a
8 couple aspects of that with you here.

9 I'll hand you what I'm
10 marking as Exhibit 19, also marked as
11 Exhibit 1.889.

12 (Document marked for
13 identification as Exhibit
14 MCK-Mahoney-19.)

15 BY MR. BOGLE:

16 Q. This is titled "Settlement
17 and Release Agreement and Administrative
18 Memorandum of Agreement" dated, on the
19 first page, 2nd day of May, 2008.

20 Do you see that?

21 A. Yes.

22 Q. Okay. So this is a document
23 that you've seen before, true?

24 A. I believe so.

1 Q. Okay. Do you want to -- if
2 you want to look at something first, just
3 let me know.

4 A. Yeah, let me just take a --

5 Q. Yeah, go ahead. Just let me
6 know when you're ready.

7 A. Okay.

8 Q. Are you familiar with this
9 document?

10 A. Yes.

11 Q. And so just to sort of
12 orient ourselves here. Under the
13 background section, first paragraph says,
14 "Whereas, on August 4, 2006, DEA by its
15 deputy assistant administrator Joseph T.
16 Rannazzisi issued an order to show cause,
17 Order Number 1, to McKesson with respect
18 to its Lakeland distribution center," and
19 then it lists the address.

20 Do you see that?

21 A. Right.

22 Q. Okay. And that's the order
23 to show cause that we've been talking for
24 the last hour and a half or so, right?

1 A. Yes.

2 Q. Okay. So then if we can
3 take a look at Bates page ending 1052, do
4 you see that toward the top, there's a
5 little H?

6 A. Yes.

7 Q. It says, "McKesson agrees to
8 pay civil penalties to the United States
9 of America under 21 U.S.C. 842(c) for
10 violations of 21 U.S.C. 842-A(5) in the
11 amount of \$13,250,000 in settlement of
12 claims or potential claims made by the
13 United States of America for failing to
14 report suspicious orders of controlled
15 substance and for failing to report
16 thefts or significant losses of
17 controlled substances."

18 Do you see that?

19 A. Yes.

20 Q. Okay. You have a general
21 understanding that that's why -- those
22 are the reasons why the fine was incurred
23 by McKesson, right?

24 A. Yes.

1 MR. SCHMIDT: Object to the
2 characterization.

3 BY MR. BOGLE:

4 Q. And then if you go back to
5 Page 1060, you see there's a section
6 towards the middle of the page, it says,
7 "The covered conduct shall mean the
8 following alleged conduct."

9 Do you see that?

10 A. Yes.

11 Q. And first of all, I don't
12 want to go through all six of them. You
13 would acknowledge there are six different
14 sections here talking about six different
15 distribution centers at McKesson, true?

16 MR. SCHMIDT: I'm sorry.

17 What page are you on?

18 MR. BOGLE: Yeah, 1060
19 carrying over to 1061.

20 MR. SCHMIDT: Thank you.

21 BY MR. BOGLE:

22 Q. My question was simply that
23 six distribution centers are covered here
24 in the covered conduct section?

1 A. Yes.

2 Q. Okay. So I want to focus
3 the one that we've been talking about,
4 which is Lakeland. So that's letter B.

5 A. Mm-hmm.

6 Q. So it says, "In
7 October 2005, McKesson-Lakeland sold
8 approximately 2.1 million dosage units of
9 hydrocodone to seven pharmacies in the
10 Tampa area." And then it lists them out.
11 Do you see that?

12 A. Yes.

13 [REDACTED]

14 [REDACTED]

15 [REDACTED]

16 Q. Okay. "And failed to report
17 these sales as suspicious orders to the
18 DEA when discovered as required by and is
19 a violation of 21 C.F.R. 1301.74(b) and
20 21 U.S.C. Section 842-A(5)."

21 Do you see that?

22 A. Yes.

23 Q. Okay. And this is a portion
24 of the settlement agreement that you're

1 familiar with too, right?

2 A. Yes.

3 Q. Okay. And this fine of
4 \$13,250,000, more than half of that was
5 related to the conduct at Lakeland,
6 right?

7 A. Yes.

8 Q. And specifically, Page 1062,
9 I think, outlines the numbers.

10 So under terms and
11 conditions, Letter B, it says, "McKesson
12 shall pay the sum of \$7,456,000. Payment
13 shall be made by electronic funds." And
14 it goes on. And that's related to the
15 conduct at Lakeland, right, the
16 \$7,456,000 fine, right?

17 A. Yes.

18 Q. Which we can agree is more
19 than half of the overall fine, right?

20 A. Yes.

21 Q. Also the highest fine
22 allocated to any specific distribution
23 center, right?

24 A. Yes.

[REDACTED]

20 Q. Okay. Let me hand you what
21 I'm marking as Exhibit 20, also marked as
22 1.1950.

23 (Document marked for
24 identification as Exhibit

¹ MCK-Mahoney-20.)

2 BY MR. BOGLE:

Age Group	Percentage
18-24	10%
25-34	15%
35-44	25%
45-54	30%
55-64	15%
65-74	10%
75-84	5%
85+	5%

[illegible]

Response	Percentage
Yes, the U.S. should take action to reduce greenhouse gas emissions	93%
No, the U.S. should not take action to reduce greenhouse gas emissions	7%

Age Group	Percentage
18-24	10%
25-34	15%
35-44	25%
45-54	30%
55-64	15%
65-74	10%
75-84	5%
85+	5%

Response	Percentage
Yes	65%
No	35%
Don't know	0%

Response	Percentage
Not responsible	10%
Somewhat responsible	20%
Somewhat responsible	30%
Responsible	40%

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[illegible]

24

MR. SCHMIDT: Objection.

1 Foundation.

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18 MR. SCHMIDT: Object to the
19 characterization.

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16 MR. SCHMIDT: Object to the
17 characterization.

18 BY MR. BOGLE:

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10 MR. SCHMIDT: Objection.

11 Characterization.

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17 MR. SCHMIDT: Object to the
18 characterization.

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

5 BY MR. BOGLE:

6 Q. Okay.

7 MR. BOGLE: I'm actually
8 switching to a whole other topic
9 area. This might be a decent time
10 to break for lunch if you guys are
11 okay with it.

12 MR. SCHMIDT: Sure.

13 How much time have we been
14 on the record for?

15 THE VIDEOGRAPHER: Sure.
16 We've used up 2 hours 58 minutes.

17 The time is 12:42 p.m.
18 Going off the record.

19 - - -

20 (Lunch break.)

21 - - -

22 THE VIDEOGRAPHER: We are
23 back on record. The time is
24 1:40 p.m.

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2

A F T E R N O O N S E S S I O N

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4

EXAMINATION (Cont'd.)

5

- - -

6

BY MR. BOGLE:

7

Q. Okay. Mr. Mahoney, we are

8

back from lunch. I wanted to shift gears

9

a little bit to another topic. We talked

10

about earlier in the deposition that you

11

became the director of regulatory affairs

12

in January 2008, true?

13

A. Yes.

█

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20

Q. Okay. And was that a

21

promotion for you to move from

22

distribution manager to director of

23

regulatory affairs?

24

A. It was a lateral move.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

11 MR. SCHMIDT: Object to the
12 characterization.

13 BY MR. BOGLE:

[REDACTED]

[REDACTED]

16 MR. SCHMIDT: Go ahead. I
17 cut off your question. You might
18 want to --

19 MR. BOGLE: Yeah, let me
20 re-ask the question.

21 BY MR. BOGLE:

[REDACTED]

[REDACTED]

[REDACTED]

█

2

MR. SCHMIDT: And that's

3

where I object to the

4

characterization.

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[REDACTED]

9 Q. Okay. I'm going to hand you
10 what's being marked as Exhibit 1.1675,
11 also marked as Exhibit 21.

12 (Document marked for
13 identification as Exhibit
14 MCK-Mahoney-21.)

15 BY MR. BOGLE:

16 Q. Okay. So to orient you to
17 the document first, and we'll go from

[REDACTED]

1 I'll ask it be a running objection
2 given that this was prepared for
3 settlement purposes. I don't know
4 that we've sorted that issue out.
5 I think we can sort it out later.
6 If I could make a running
7 objection on that.

8 MR. BOGLE: That's fine.

9 BY MR. BOGLE:

10 Q. Let me get back to the
11 question and make sure we are on the same

12 [REDACTED]
13 [REDACTED]
14 [REDACTED]
15 [REDACTED]
16 [REDACTED]
17 [REDACTED]
18 [REDACTED]

19 Q. I'm going to walk you to a
20 place that I don't think is going to be
21 confusing. So I have to kind of set the
22 table here.

23 A. Sure.

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[REDACTED]

5 MR. SCHMIDT: Object to
6 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

12 BY MR. BOGLE:

13 Q. Okay. I'm going to hand you
14 what I'm marking as 1.1960, also
15 Exhibit 22 to your deposition.

16 (Document marked for
17 identification as Exhibit
18 MCK-Mahoney-22.)

19 BY MR. BOGLE:

20 Q. Okay. This is a string of
21 e-mails, we're going to start at the
22 bottom. And actually I think it's all
23 pretty much on the first page.

24 A. Okay.

[REDACTED]

11 Q. Okay. Steve Miller is noted
12 to be VPDO of the south region. Do you
13 know what VPDO stands for?

14 A. Yes.

15 Q. What does that stand for?

16 A. Vice president distribution
17 operations.

18 Q. Okay. Would that be sort of
19 one step below Don Walker on the
20 hierarchy at McKesson on the operation
21 side?

22 A. He -- he reported to Don.

23 Q. Okay. And he was VPDO for
24 the south region which was the same

1 region you had regulatory responsibility
2 for during this time, right?

[illegible]

[illegible]

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61	62	63	64
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85	86	87	88
89	90	91	92
93	94	95	96
97	98	99	100

A horizontal bar chart titled 'Percentage of respondents who believe that the government should take action to reduce greenhouse gas emissions'. The chart is divided into two main sections: 'Age' and 'Gender'. Each section contains four bars representing different response categories: 'Strongly agree', 'Agree', 'Disagree', and 'Strongly disagree'. The y-axis represents the percentage of respondents, ranging from 0% to 100% in 10% increments. The x-axis represents the percentage of respondents, ranging from 0% to 100% in 10% increments. The bars are color-coded: blue for 'Strongly agree', green for 'Agree', red for 'Disagree', and orange for 'Strongly disagree'.

Category	Response	Percentage
Age	Strongly agree	70%
	Agree	20%
	Disagree	5%
	Strongly disagree	5%
Gender	Strongly agree	75%
	Agree	15%
	Disagree	5%
	Strongly disagree	5%

22 MR. SCHMIDT: Object to the
23 characterization.

☐ I have no further comments.

The diagram consists of 25 horizontal bars of varying lengths and positions, arranged in a sequence from top to bottom. The bars are colored in a light gray color. The sequence of bars is as follows:

- Bar 1: Starts at the left edge, ends at approximately 80% width.
- Bar 2: Starts at the left edge, ends at approximately 95% width.
- Bar 3: Starts at the left edge, ends at approximately 50% width.
- Bar 4: Starts at approximately 35% width, ends at approximately 85% width.
- Bar 5: Starts at the left edge, ends at approximately 95% width.
- Bar 6: Starts at the left edge, ends at approximately 95% width.
- Bar 7: Starts at the left edge, ends at approximately 85% width.
- Bar 8: Starts at the left edge, ends at approximately 85% width.
- Bar 9: Starts at the left edge, ends at approximately 85% width.
- Bar 10: Starts at the left edge, ends at approximately 30% width.
- Bar 11: Starts at approximately 10% width, ends at approximately 35% width.
- Bar 12: Starts at approximately 25% width, ends at approximately 30% width.
- Bar 13: Starts at approximately 35% width, ends at approximately 45% width.
- Bar 14: Starts at approximately 50% width, ends at approximately 90% width.
- Bar 15: Starts at the left edge, ends at approximately 85% width.
- Bar 16: Starts at the left edge, ends at approximately 40% width.
- Bar 17: Starts at approximately 25% width, ends at approximately 30% width.
- Bar 18: Starts at approximately 35% width, ends at approximately 80% width.
- Bar 19: Starts at approximately 25% width, ends at approximately 30% width.
- Bar 20: Starts at approximately 35% width, ends at approximately 45% width.
- Bar 21: Starts at approximately 50% width, ends at approximately 70% width.
- Bar 22: Starts at approximately 75% width, ends at approximately 85% width.
- Bar 23: Starts at the left edge, ends at approximately 95% width.
- Bar 24: Starts at the left edge, ends at approximately 95% width.
- Bar 25: Starts at the left edge, ends at approximately 80% width.
- Bar 26: Starts at the left edge, ends at approximately 95% width.
- Bar 27: Starts at the left edge, ends at approximately 40% width.
- Bar 28: Starts at approximately 25% width, ends at approximately 30% width.
- Bar 29: Starts at approximately 35% width, ends at approximately 45% width.
- Bar 30: Starts at approximately 25% width, ends at approximately 30% width.
- Bar 31: Starts at approximately 35% width, ends at approximately 85% width.
- Bar 32: Starts at the left edge, ends at approximately 20% width.
- Bar 33: Starts at the left edge, ends at approximately 95% width.

A horizontal bar chart with 25 rows. Each row contains a small square icon on the left and a gray horizontal bar of varying length. The bars are arranged in a somewhat random pattern, with some rows having multiple bars. The bars are gray and the background is white.

[illegible]

[illegible]

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[illegible]

1

characterization.

[illegible]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED] [REDACTED]

5 Q. Okay. I'm going to hand you
6 what I'm marking Exhibit 1.1942, also
7 marked as Exhibit 23.

8 (Document marked for
9 identification as Exhibit
10 MCK-Mahoney-23.)

11 BY MR. BOGLE:

[REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

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[illegible]

Highly Confidential - Subject to Further Confidentiality Review

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[illegible]

A horizontal bar chart with 15 rows. Each row consists of a small gray square on the left and a gray bar of varying length. The bars are arranged in a way that suggests a sequence or progression, with some bars being longer than others and some having gaps between them.

17 A. Tom was the vice
18 president/general manager in Birmingham.

19 Q. Okay. The term vice
20 president and general manager, what does
21 that person generally do at McKesson?
22 What is that role meant to do?

23 A. He is -- the director of
24 operations would report to him as well as

¹ the sales personnel.

2 Q. So that position is more on
3 the -- on the -- it's sort of a mix
4 between the operation and sales side?

5 A. Yes.

The diagram illustrates a hierarchical structure with 20 levels, represented by rows. Each row consists of a small square on the left and a horizontal bar to its right. The bars vary in their vertical position and horizontal extent, indicating different levels of detail or scope. The top row has a bar that spans the entire width. Subsequent rows show bars that are either full-width, nested within the previous bar, or offset to the right. The bottom row also features a full-width bar. The overall pattern suggests a top-down or bottom-up flow of information or a branching structure.

[illegible]

A horizontal bar chart with 20 rows. Each row consists of a small gray square on the left and a gray bar of varying length. The bars are arranged in a pattern that suggests a sequence or flow, with some bars being full-width and others being shorter or split into segments.

21 MR. SCHMIDT: Object to
22 characterization.

■ **1990年** 中国开始实行改革开放政策，经济迅速发展，人民生活水平显著提高。

■ **2001年** 中国加入世界贸易组织（WTO），进一步融入全球经济体系。

The image shows a horizontal bar chart with 25 rows. Each row consists of a small gray square on the left and a gray bar of varying length extending to the right. The bars are arranged in a pattern that suggests a sequence or hierarchy, with some rows having multiple bars of different lengths. The bars are gray and the background is white.

A horizontal bar chart with 20 rows. Each row contains a small gray square on the left, followed by a gap, then another small gray square, followed by a gap, and finally a long gray bar. The bars vary in length and position across the rows.

22 MR. SCHMIDT: Object to
23 characterization.

☐ I am a member of the following organization(s) _____

18 MR. SCHMIDT: Object to
19 characterization.

[REDACTED]

2 MR. SCHMIDT: Objection.

3 Foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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10 MR. SCHMIDT: Objection.

11 Foundation.

[REDACTED]

[REDACTED]

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2 MR. SCHMIDT: Same -- same
3 objection. Asked and answered.

[REDACTED]

[REDACTED]

[REDACTED]

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14 MR. SCHMIDT: Objection.

15 Foundation.

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

5 MR. SCHMIDT: Objection.

6 Foundation.

[illegible]

☐ _____

■ ■ ■

[illegible]

Response	Percentage
Yes, the U.S. should take action to reduce greenhouse gas emissions	85%
No, the U.S. should not take action to reduce greenhouse gas emissions	15%

Response	Percentage
Yes, the U.S. should take action to reduce greenhouse gas emissions	90%
No, the U.S. should not take action to reduce greenhouse gas emissions	10%

Response	Percentage
Yes	65%
No	30%
Don't know	5%

☐ ☐ ☐

Category	Percentage
Not responsible	10%
Somewhat responsible	45%
Very responsible	35%
Don't know	10%

9 MR. SCHMIDT: Objection.
10 Foundation.

The diagram consists of 15 horizontal gray bars of varying lengths and positions, arranged in a staggered fashion. The bars are as follows:

- Bar 1: Starts at the left edge, ends at approximately 40% width.
- Bar 2: Starts at approximately 35% width, ends at approximately 65% width.
- Bar 3: Starts at approximately 68% width, ends at approximately 93% width.
- Bar 4: Starts at the left edge, ends at approximately 38% width.
- Bar 5: Starts at approximately 25% width, ends at approximately 99% width.
- Bar 6: Starts at the left edge, ends at approximately 86% width.
- Bar 7: Starts at the left edge, ends at approximately 86% width.
- Bar 8: Starts at the left edge, ends at approximately 29% width.
- Bar 9: Starts at approximately 25% width, ends at approximately 66% width.
- Bar 10: Starts at approximately 25% width, ends at approximately 57% width.
- Bar 11: Starts at approximately 62% width, ends at approximately 73% width.
- Bar 12: Starts at approximately 25% width, ends at approximately 95% width.
- Bar 13: Starts at the left edge, ends at approximately 95% width.
- Bar 14: Starts at the left edge, ends at 100% width.

Highly Confidential - Subject to Further Confidentiality Review

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13 MR. SCHMIDT: Objection.

14 Vague.

[REDACTED]

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[REDACTED]

12 Q. Okay. All right.

13 Okay. I'm going to hand you

14 what's marked as 1.7195, also marked as

15 Exhibit 24.

16 (Document marked for

17 identification as Exhibit

18 MCK-Mahoney-24.)

19 BY MR. BOGLE:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

[illegible]

A horizontal bar chart with 20 rows. Each row has a small square icon on the left and a corresponding horizontal bar. The bars vary in length and are positioned at different vertical levels, suggesting a non-linear scale. The bars are gray, and the background is white. The chart is enclosed in a thin black border.

Category	Percentage
1	85%
2	65%
3	95%
4	88%
5	40%
6	35%
7	75%
8	88%
9	92%
10	50%
11	95%
12	82%
13	88%
14	92%
15	85%
16	80%
17	85%
18	75%
19	95%
20	70%

[illegible]

[illegible]

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MR. SCHMIDT: Objection.

3

Foundation.

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22

MR. SCHMIDT: Object to

23

characterization.

█

Response	Percentage
U.S. should take action	85%
U.S. should not take action	15%

21 MR. SCHMIDT: Objection.
22 Foundation.

■ **1. 1990-1994** ■ **1995-1999** ■ **2000-2004**
 ■ **2005-2009**

Category	Percentage
1	90
2	95
3	25
4	10
5	90
6	95
7	90
8	90
9	60
10	10
11	90
12	95
13	75
14	90
15	50
16	90
17	60
18	10
19	10
20	90
21	15
22	10
23	10
24	90
25	10
26	10
27	90
28	85
29	90
30	95

[REDACTED]

[REDACTED]

3 MR. SCHMIDT: Object to
4 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

5 MR. SCHMIDT: Object to
6 characterization. Asked and
7 answered.

[REDACTED]

[REDACTED]

10 BY MR. BOGLE:

11 Q. Okay. I'm going to hand you
12 what I'm marking as Exhibit 25. Also
13 marked as 1.1962.

14 (Document marked for
15 identification as Exhibit
16 MCK-Mahoney-25.)

17 BY MR. BOGLE:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

14 Do you see that?

15 A. Yes.

16 Q. Have you ever seen this
17 document before?

18 A. I'm not sure. Do you have a
19 date on this?

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

[illegible]

The diagram consists of 25 horizontal bars arranged in a sequence. The bars vary in their starting and ending positions along a horizontal axis, suggesting a timeline or a sequence of events. The bars are colored in a light gray color. The sequence starts with a bar at the top left, followed by a bar slightly to the right, then a bar further to the right. This is followed by a bar that starts further to the right and ends further to the right. The sequence continues with bars of varying lengths and positions, some starting further to the right and ending further to the right, and others starting further to the right and ending further to the right. The sequence ends with a bar at the bottom right.

A horizontal bar chart with 20 bars. The bars are gray and set against a white background with a light gray grid. The lengths of the bars vary significantly, with some being very short and others nearly spanning the width of the chart area. The bars are arranged in a single column, with each bar starting at the left edge of the chart area.

18 MR. SCHMIDT: Object to
19 characterization.

Age Group	Male (%)	Female (%)
18-24	45	55
25-34	50	50
35-44	55	45
45-54	40	60
55-64	50	50

[REDACTED]

[REDACTED]

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[REDACTED]

13 MR. SCHMIDT: Object to
14 characterization.

15 BY MR. BOGLE:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

1 MR. SCHMIDT: Object to
2 characterization.

[illegible]

19 Q. Okay. Well, maybe we'll
20 narrow down a few of those issues then.
21 I'll mark as Exhibit 26, also marked as
22 Exhibit 1.1743.

23 (Document marked for
24 identification as Exhibit

¹ MCK-Mahoney-26.)

2 BY MR. BOGLE:

[illegible]

[illegible]

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

14 MR. SCHMIDT: Objection.

15 Foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Age Group	Gender	Percentage
18-29	Male	78%
30-49	Male	65%
50-69	Male	72%
70+	Male	85%
18-29	Female	82%
30-49	Female	75%
50-69	Female	78%
70+	Female	88%

16 MR. BOGLE: I'm done with my
17 questions. Mr. Bowden is going to
18 have some additional follow-up.
19 Maybe we can take a break and
20 switch around. I'm done with
21 mine.

22 MR. SCHMIDT: Are we at four
23 hours now?

24 THE VIDEOGRAPHER: We are at

1 4 hours and 3 minutes.

2 Shall we go off the record.

3 MR. BOGLE: Yes.

4 THE VIDEOGRAPHER: The time
5 2:45 p.m. Going off the record.

6 (Short break.)

7 THE VIDEOGRAPHER: We are
8 back on the record. The time is
9 3:04 p.m.

10 - - -

11 EXAMINATION

12 - - -

13 BY MR. BOWDEN:

14 Q. Good afternoon, Mr. Mahoney.

15 A. What's going on?

16 Q. My name is Wes Bowden. I'm
17 going to ask you a couple questions and
18 finish out your deposition.

19 A. Okay.

20 Q. Before we left off the break
21 you talked with my partner about some of
22 the larger issues with the CSMP.

23 And one thing that I was
24 going to ask you about -- trying to get

1 my computer booted up here. You had

█

█

█

█

█

█

█

█

█

11

MR. SCHMIDT: Object to the

12

characterization.

█

█

█

16

BY MR. BOWDEN:

17

Q. Okay.

█

█

█

█

█

█

█

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

10 MR. SCHMIDT: Can I just
11 remind the folks on the phone to
12 go on mute, including people who
13 are typing and shuffling papers.

14 BY MR. BOWDEN:

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

20 Q. Okay. I'm going to hand you
21 what I will mark as Exhibit 27. It's
22 RP-1.1680.

23 MR. SCHMIDT: Again, can I
24 ask people on the phone to go on

1 mute, including whoever was just
2 typing.

3 (Document marked for
4 identification as Exhibit
5 Mahoney-27.)

6 BY MR. BOWDEN:

7 Q. I apologize. I did not put
8 the sticker on yours. I'll take that
9 back from you.

A horizontal bar chart with 15 rows. Each row consists of a small gray square on the left and a larger gray bar to its right. The bars vary in length and position, creating a fragmented, abstract pattern. The bars are distributed across the rows as follows:

Row	Small Square (x1, x2)	Large Bar (x1, x2)
1	(0, 4)	(4, 100)
2	(0, 4)	(4, 83)
3	(0, 4)	(4, 96)
4	(0, 4)	(4, 100)
5	(0, 4)	(4, 81)
6	(0, 4)	(4, 45)
7	(4, 8)	(8, 47)
8	(4, 8)	(8, 100)
9	(0, 4)	(4, 96)
10	(0, 4)	(4, 89)
11	(0, 4)	(4, 29)
12	(4, 8)	(8, 74)
13	(4, 8)	(8, 47)
14	(4, 8)	(8, 94)
15	(0, 4)	(4, 61)

[illegible]

■	[REDACTED]		
■	[REDACTED]		
■		[REDACTED]	
■	[REDACTED]		
■		■	[REDACTED]
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■	[REDACTED]		
■	[REDACTED]		
■		[REDACTED]	
■	[REDACTED]		
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■	[REDACTED]		
■		■	[REDACTED]
■	[REDACTED]		
■	[REDACTED]		
■	[REDACTED]		

19 MR. SCHMIDT: Object to
20 characterization.

Response	Percentage
U.S. should take action to reduce global warming	71%
U.S. should not take action to reduce global warming	18%
U.S. should take action to reduce global warming, but only if other countries do first	7%
U.S. should not take action to reduce global warming, but only if other countries do first	4%

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

14 MR. SCHMIDT: Object to the

15 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Responsibility	Percentage
Current government	85%
Previous government	10%
No government	5%

4 MR. SCHMIDT: Object to the
5 characterization.

The diagram consists of 20 horizontal bars of varying lengths and positions, arranged in a sequence from top to bottom. The bars are colored in a light gray color. The sequence starts with a short bar on the left, followed by a longer bar that starts further to the right. This is followed by a series of bars of increasing length, some of which start further to the right, creating a sense of progression or flow. The bars are arranged in a way that suggests a timeline or sequence of events, with some bars starting at different points and ending at different points. The bars are colored in a light gray color.

[REDACTED]

[REDACTED]

[REDACTED]

4 MR. SCHMIDT: Object to the
5 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

15 MR. SCHMIDT: Object to
16 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

Category	Percentage
1. Very satisfied	100%
2. Satisfied	100%
3. Dissatisfied	100%
4. Very dissatisfied	100%
5. Don't know	100%
6. Not applicable	100%
7. Not a priority	100%
8. Not a problem	100%
9. Not a concern	100%
10. Not a threat	100%
11. Not a risk	100%
12. Not a challenge	100%
13. Not an opportunity	100%
14. Not a goal	100%
15. Not a priority	100%
16. Not a problem	100%
17. Not a concern	100%
18. Not a threat	100%
19. Not a risk	100%
20. Not a challenge	100%
21. Not an opportunity	100%
22. Not a goal	100%
23. Not a priority	100%
24. Not a problem	100%
25. Not a concern	100%
26. Not a threat	100%
27. Not a risk	100%
28. Not a challenge	100%
29. Not an opportunity	100%
30. Not a goal	100%

21 MR. SCHMIDT: Objection.
22 Foundation.

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

6 Q. And Conroe at the time, when
7 we first started the deposition, you had
8 listed six different distribution centers
9 in which you were overseeing. And Conroe
10 was one of them, right?

11 A. Yes. Yes.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

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11	12		13
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42	43	44	45
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54	55	56	57
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62	63	64	65
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86	87	88	89
90	91	92	93
94	95	96	97
98	99	100	101
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230	231	232	233
234	235	236	237
238	239	240	241
242	243	244	245
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422	423	424	425
426	427	428	429

■	[REDACTED]
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■	[REDACTED]

Highly Confidential - Subject to Further Confidentiality Review

■	[REDACTED]		
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■		■	[REDACTED]
■		■	[REDACTED]
■	[REDACTED]		

21 Q. In 2011, how many
22 distribution centers did McKesson have?

23 A. I'm not sure.

24 Q. You think about 30?

The diagram illustrates a hierarchical structure with 20 levels, represented by rows. Each row consists of a small square on the left and a horizontal bar to its right. The bars vary in their vertical position and horizontal extent, indicating different levels of detail or scope. The structure is as follows:

- Row 1: A single bar spanning the full width.
- Row 2: A single bar spanning the full width.
- Row 3: Three bars of equal length, each spanning approximately one-third of the width.
- Row 4: A single bar spanning the full width.
- Row 5: A single bar spanning the full width.
- Row 6: A single bar spanning approximately 85% of the width.
- Row 7: A single bar spanning approximately 90% of the width.
- Row 8: Two bars of equal length, each spanning approximately 60% of the width, with a gap between them.
- Row 9: Two bars of equal length, each spanning approximately 60% of the width, with a gap between them.
- Row 10: A single bar spanning approximately 85% of the width.
- Row 11: A single bar spanning approximately 90% of the width.
- Row 12: A single bar spanning the full width.
- Row 13: A single bar spanning the full width.
- Row 14: A single bar spanning the full width.
- Row 15: A single bar spanning approximately 20% of the width.
- Row 16: Two bars of equal length, each spanning approximately 40% of the width, with a gap between them.
- Row 17: Two bars of equal length, each spanning approximately 40% of the width, with a gap between them.
- Row 18: A single bar spanning the full width.
- Row 19: A single bar spanning the full width.
- Row 20: A single bar spanning approximately 75% of the width.
- Row 21: A single bar spanning the full width.
- Row 22: A single bar spanning approximately 50% of the width.

22 BY MR. BOWDEN:

23 Q. What was Mr. Walker's
24 position in the company? He was a senior

1 vice president, right?

2 A. Yes.

3 Q. And he was the person that
4 you answered to?

5 A. Yes.

█ █ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ █ [REDACTED]

█ █ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ █ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED] [REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

14 right. I'm handing you what I'm marking
15 as Exhibit 29 to your deposition.

16 (Document marked for
17 identification as Exhibit
18 Mahoney-29.)

19 BY MR. BOWDEN:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

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■		■	[REDACTED]
■		■	[REDACTED]
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■	[REDACTED]	[REDACTED]	[REDACTED]
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■	[REDACTED]	[REDACTED]	
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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

13 MR. SCHMIDT: Objection.
14 Foundation.

15 BY MR. BOWDEN:

16 Q. Is that correct?

17 A. I think there was --

18 MR. SCHMIDT: Same
19 objection.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

A horizontal bar chart with 20 rows. Each row has a small square marker on the left and a corresponding horizontal bar. The bars vary in length and position, representing percentages. The bars are gray, and the background is white. The chart is enclosed in a black border.

Category	Percentage
1	85%
2	80%
3	45% and 95%
4	90%
5	95%
6	78% and 95%
7	90%
8	75%
9	40%
10	15%, 35%, and 90%
11	85%
12	95%
13	95%
14	85%
15	40% and 88%
16	88%
17	75%
18	80%
19	15% and 85%
20	80%
21	15% and 95%
22	50%
23	90%
24	35%

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

7

MR. SCHMIDT: Object to the

8

characterization.

9

BY MR. BOWDEN:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Row	Bar Length (approx. %)
1	85
2	95
3	88
4	75
5	98
6	95
7	95
8	55
9	88
10	90
11	15
12	10
13	45
14	90
15	95

18 MR. SCHMIDT: Object to the
19 characterization.

A horizontal bar chart with five bars representing different age groups. The x-axis represents the percentage of respondents, ranging from 0 to 100. The y-axis lists the age groups. The bars are gray. The data is as follows:

Age Group	Percentage of Respondents
18-29	~85%
30-49	~82%
50-69	~78%
70-89	~75%
90+	~72%

1 characterization.

A collection of 20 horizontal bars of varying lengths and positions, arranged in a grid-like pattern. The bars are organized into four groups of five. The first group consists of five solid black bars. The second group consists of five white bars. The third group consists of five solid black bars. The fourth group consists of five white bars. The bars are arranged in a way that they appear to be part of a larger, partially obscured structure, possibly a bookshelf or a display case. The bars are of different lengths and are positioned at different heights and depths, creating a sense of three-dimensional space. The overall composition is minimalist and abstract, focusing on the interplay of light and shadow.

The image displays a 15x3 grid of gray rectangles. Each row contains three rectangles. The rectangles vary in their horizontal and vertical dimensions and are positioned at different offsets within the grid, creating a sparse, non-uniform pattern. For example, the first row has three small rectangles, while the fourth row has a single large rectangle spanning the width of the grid. This visual representation likely corresponds to the sparse matrix structure described in the accompanying text.

18 MR. SCHMIDT: Objection.
19 Foundation.

The diagram illustrates a sequence of operations or data flow. On the left, there is a vertical column of six rectangular blocks. On the right, there is a horizontal sequence of blocks. Lines connect the blocks in the column to the blocks in the sequence: the top block connects to the first and second blocks; the second block connects to the third block; the third block connects to the fourth block; the fourth block connects to the fifth and sixth blocks; and the fifth block connects to the seventh block. The bottom block in the column is not connected to any block in the sequence.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

14 MR. SCHMIDT: Objection.

15 Compound. Characterization.

16 BY MR. BOWDEN:

17 Q. Isn't that what you
18 testified to earlier?

19 A. Could you repeat that?

20 MR. SCHMIDT: Same
21 objection.

22 BY MR. BOWDEN:

[REDACTED]

[REDACTED]

1	2	3
4	5	6
7	8	9
10	11	12
13	14	15
16	17	18
19	20	21
22	23	24
25	26	27
28	29	30
31	32	33
34	35	36
37	38	39
40	41	42
43	44	45
46	47	48
49	50	51
52	53	54
55	56	57
58	59	60
61	62	63
64	65	66
67	68	69
70	71	72
73	74	75
76	77	78
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94	95	96
97	98	99
100	101	102

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[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

17 MR. SCHMIDT: Objection.

18 Foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

■	[REDACTED]		
■		■	[REDACTED]
■		■	[REDACTED]
■	[REDACTED]		
■	[REDACTED]		
■			[REDACTED]
■	[REDACTED]		
■	[REDACTED]		
■	[REDACTED]		
■			[REDACTED]
■		■	[REDACTED]
■		■	[REDACTED]
■	[REDACTED]		
■	[REDACTED]		
■		■	[REDACTED]
■		■	[REDACTED]
■	[REDACTED]		
■	[REDACTED]		
■		■	[REDACTED]
■		■	[REDACTED]
■	[REDACTED]		
■	[REDACTED]		
■			[REDACTED]
■	[REDACTED]		
■		■	[REDACTED]
■		■	[REDACTED]
■	[REDACTED]		

[REDACTED]

2 MR. SCHMIDT: Object to the
3 characterization, foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

15 MR. SCHMIDT: Object to the
16 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

1 characterization.

█ █ █

█ █

█ █

█ █

█ █ █

█ █ █

█ █

█ █

█ █ █

█ █

█ █ █

13 MR. SCHMIDT: Just a second.

14 Were you finished with your

15 answer?

16 THE WITNESS: No, not yet.

17 BY MR. BOWDEN:

18 Q. I'm sorry, go ahead, sir.

█ █ █

█ █

█ █

█ █ █

█ █ █

█ █

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

13 BY MR. BOWDEN:

14 Q. Okay. You can go ahead and
15 set that one aside, sir.

16 I'm going to mark for you
17 what will be Exhibit Number 30 to your
18 deposition. Going to be P-1.1936.

19 (Document marked for
20 identification as Exhibit
21 Mahoney-30.)

22 BY MR. BOWDEN:

[REDACTED]

[REDACTED]

[illegible]

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

13 MR. SCHMIDT: Object to the
14 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

1 MR. SCHMIDT: Object to the
2 characterization.

A horizontal bar chart titled "U.S. should take action to address climate change" showing the percentage of respondents who believe the U.S. should take action to address climate change, broken down by age group. The x-axis represents the percentage from 0 to 100. The y-axis lists age groups. The bars are gray. The data is as follows:

Age Group	Percentage
18-29	92
30-49	88
50-69	85
70+	82
18-29	80
30-49	78
50-69	75
70+	72
18-29	68
30-49	65
50-69	62
70+	60

Age Group	Percentage
18-24	25%
25-34	35%
35-44	15%
45-54	80%
55+	60%

19 MR. SCHMIDT: Object to
20 characterization.

The diagram consists of 25 horizontal bars of varying lengths and positions, arranged in a sequence from top to bottom. The bars are colored in a light gray color. The sequence of bars is as follows:

- Bar 1: Starts at the left edge, ends at approximately 80% width.
- Bar 2: Starts at the left edge, ends at approximately 95% width.
- Bar 3: Starts at the left edge, ends at approximately 75% width.
- Bar 4: Starts at the left edge, ends at approximately 40% width.
- Bar 5: Starts at approximately 25% width, ends at approximately 95% width.
- Bar 6: Starts at the left edge, ends at approximately 90% width.
- Bar 7: Starts at the left edge, ends at approximately 95% width.
- Bar 8: Starts at the left edge, ends at approximately 90% width.
- Bar 9: Starts at the left edge, ends at approximately 88% width.
- Bar 10: Starts at the left edge, ends at approximately 95% width.
- Bar 11: Starts at the left edge, ends at approximately 92% width.
- Bar 12: Starts at the left edge, ends at approximately 80% width.
- Bar 13: Starts at the left edge, ends at approximately 25% width.
- Bar 14: Starts at approximately 35% width, ends at approximately 78% width.
- Bar 15: Starts at approximately 25% width, ends at approximately 78% width.
- Bar 16: Starts at approximately 25% width, ends at approximately 87% width.
- Bar 17: Starts at the left edge, ends at approximately 87% width.
- Bar 18: Starts at the left edge, ends at approximately 25% width.
- Bar 19: Starts at approximately 25% width, ends at approximately 60% width.
- Bar 20: Starts at approximately 65% width, ends at approximately 95% width.
- Bar 21: Starts at the left edge, ends at approximately 70% width.
- Bar 22: Starts at the left edge, ends at approximately 78% width.
- Bar 23: Starts at the left edge, ends at approximately 90% width.
- Bar 24: Starts at approximately 25% width, ends at approximately 93% width.
- Bar 25: Starts at the left edge, ends at approximately 72% width.

23 MR. SCHMIDT: Object to the
24 characterization.

1 THE WITNESS: I'm curious
2 about what you're referring to.

3 BY MR. BOWDEN:

■ [REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]

11 Q. Okay. I'll hand you what
12 I'm marking Exhibit 31. It's P1.1979.

13 (Document marked for
14 identification as Exhibit
15 Mahoney-31.)

16 BY MR. BOWDEN:

17 Q. Why don't you go ahead and
18 flip to the last page of this document.

■ [REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

18 MR. SCHMIDT: Objection.

19 Foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

4 MR. SCHMIDT: Objection.

5 Foundation.

6 THE WITNESS: Can you repeat
7 that again?

8 BY MR. BOWDEN:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Highly Confidential - Subject to Further Confidentiality Review

■	[REDACTED]		
■	[REDACTED]		
■	[REDACTED]		
■	[REDACTED]		
■	[REDACTED]		[REDACTED]
■	■	[REDACTED]	
■	■	[REDACTED]	
■	[REDACTED]		[REDACTED]
■	[REDACTED]		
■	[REDACTED]		[REDACTED]
■	[REDACTED]		
■	[REDACTED]		
■	■	[REDACTED]	
■	■	[REDACTED]	
■	[REDACTED]		
■	[REDACTED]		
■	[REDACTED]		[REDACTED]
■	[REDACTED]		[REDACTED]
■	[REDACTED]		
■	[REDACTED]		
■	[REDACTED]		[REDACTED]
■	[REDACTED]		
■	[REDACTED]		
■	[REDACTED]		[REDACTED]
■	[REDACTED]		
■	[REDACTED]		
■	[REDACTED]		[REDACTED]
■	[REDACTED]		

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

7 Q. How many distribution
8 centers are there as we sit here today?

9 A. My estimate would be around
10 28 plus or minus one or two.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

The diagram consists of a vertical list of eight items. Each item is represented by a small square icon on the left and a horizontal bar extending to the right. The bars are of varying lengths and are positioned at different vertical levels, suggesting a timeline or sequence of events. The items are arranged in a column, with the bars extending horizontally from each item.

8 MR. SCHMIDT: Object to the
9 characterization.

The diagram consists of a vertical column of 15 small gray squares on the left side. To the right of these squares, there are 15 horizontal gray bars of varying lengths and positions. The bars are arranged in a way that suggests a timeline or sequence of events. Some bars are aligned with specific squares, while others span multiple squares or are offset. The bars vary in length, with some being very short and others spanning almost the entire width of the diagram area.

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

17 MR. SCHMIDT: Objection.

18 Characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

9 MR. SCHMIDT: Objection.
10 Speculation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

A horizontal bar chart with 20 rows. Each row consists of a small gray square on the left and a gray bar of varying length. The bars are arranged in a pattern that suggests a sequence or progression, with some bars being longer than others and some having gaps between them.

21 MR. SCHMIDT: Objection.

22 Vague.

[illegible]

[illegible]

24

MR. SCHMIDT: Objection.

1 Object to characterization. I'll
2 move to strike the preamble.

3 THE WITNESS: What's the
4 question?

5 BY MR. BOWDEN:

6 Q. I'll rephrase it since
7 there's an objection.

█

█

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█

█

█

█

█

16

MR. SCHMIDT: Objection.

17

Foundation.

█

█

█

█

█

█

█

16 MR. SCHMIDT: Objection.

17 Characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

13 MR. SCHMIDT: Object to
14 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

21 MR. BOWDEN: I'm about to
22 switch gears. Do you want to take
23 a break? We went 56 minutes.

24 MR. SCHMIDT: Yeah, I just

1 figure -- don't want to be here
2 late into the night.

3 MR. BOWDEN: That's fine. I
4 just want to get some water.

5 THE VIDEOGRAPHER: Okay.
6 Stand by, please. The time is
7 4:01 p.m. Going off the record.
8 (Brief recess.)

9 THE VIDEOGRAPHER: We are
10 back on the record. The time is
11 4:16 p.m.

12 BY MR. BOWDEN:

13 Q. All right, Mr. Mahoney.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

4 Q. Okay. Well, just in
5 general, though, having controls in place
6 to make sure that opioids get into the
7 right hands is a good thing, right?

8 A. Yes.

9 Q. It's a good thing because
10 opioids can have a dramatic impact on
11 people's lives, addiction, injury,
12 potentially death, right?

[REDACTED]

15 Q. Right. But that's not what
16 the DEA was concerned with, was it? It
17 wasn't people such as yourself who might
18 take it for a brief period of time and
19 then let go of it. It was for the
20 epidemic that had been brewing since the
21 2000s, right?

22 MR. SCHMIDT: Objection.

23 THE WITNESS: I've had
24 interactions actually recently

1 with the DEA around Hurricane
2 Michael in which they wanted to
3 make sure that people had access
4 to their opioids.

5 BY MR. BOWDEN:

6 Q. Okay. And -- okay. But
7 you're talking about something that's
8 going to be an act of God or a natural
9 disaster, making sure that the support is
10 there so that people get medication who
11 were prescribed medication and should be
12 legitimately taking it, right?

13 A. I'm sorry. Can you repeat
14 the last --

15 Q. What you're talking about
16 anecdotally is that there might be very
17 narrow circumstances in which the DEA
18 might want drugs to go out there to make
19 sure that people with legitimate medical
20 needs, that their needs are met, correct?

21 A. I think -- I think that the
22 DEA understands that it's gray in terms
23 of determining, especially from a
24 distributor's point of view, how hard it

[illegible]

14 Q. Right. So let me hand you
15 what I'm marking as Exhibit 33, which
16 will be P1.1848.

17 (Document marked for
18 identification as Exhibit
19 Mahoney-33.)

20 MR. SCHMIDT: Can we put
21 this to the side, or do you want
22 him to keep it?

23 MR. BOWDEN: He can probably
24 put it to the side. That's fine.

1 BY MR. BOWDEN:

2 Q. Now, in January of 2008,
3 were you still the distribution center
4 manager for Lakeland, Florida?

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

10 MR. BOWDEN: In fact,
11 Michael, can we do a split screen
12 with the top paragraph of the last
13 document?

14 If you can put underneath
15 that, yeah, put that at the top
16 for our witness to see.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

19 MR. BOWDEN: And can you put
20 the block quote from the other
21 paragraph from the other exhibit

[REDACTED]

24 That's good enough.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

10 MR. SCHMIDT: Objection to
11 the characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

22 MR. SCHMIDT: Object to --
23 object to the characterization.

24 BY MR. BOWDEN:

Service	Percentage
Online banking	85%
Mobile banking	78%
ATM withdrawals	92%
In-person banking	65%
Social media banking	45%

7 MR. SCHMIDT: Object to the
8 characterization.

The diagram consists of 16 horizontal gray bars of varying lengths and positions, arranged in a staggered fashion. The bars are organized into four groups of four, each group starting at a different horizontal offset from the left edge. The first group starts at the left edge, the second is indented, the third is further indented, and the fourth is the most indented. The bars within each group have different lengths, with some spanning most of the width and others being shorter. The overall effect is a complex, non-linear sequence of horizontal segments.

1	1	1	1
2	2	2	2
3	3	3	3
4	4	4	4
5	5	5	5
6	6	6	6
7	7	7	7
8	8	8	8
9	9	9	9
10	10	10	10
11	11	11	11
12	12	12	12
13	13	13	13
14	14	14	14
15	15	15	15
16	16	16	16
17	17	17	17
18	18	18	18
19	19	19	19
20	20	20	20
21	21	21	21
22	22	22	22
23	23	23	23
24	24	24	24
25	25	25	25
26	26	26	26
27	27	27	27
28	28	28	28
29	29	29	29
30	30	30	30
31	31	31	31
32	32	32	32
33	33	33	33
34	34	34	34
35	35	35	35
36	36	36	36
37	37	37	37
38	38	38	38
39	39	39	39
40	40	40	40
41	41	41	41
42	42	42	42
43	43	43	43
44	44	44	44
45	45	45	45
46	46	46	46
47	47	47	47
48	48	48	48
49	49	49	49
50	50	50	50
51	51	51	51
52	52	52	52
53	53	53	53
54	54	54	54
55	55	55	55
56	56	56	56
57	57	57	57
58	58	58	58
59	59	59	59
60	60	60	60
61	61	61	61
62	62	62	62
63	63	63	63
64	64	64	64
65	65	65	65
66	66	66	66
67	67	67	67
68	68	68	68
69	69	69	69
70	70	70	70
71	71	71	71
72	72	72	72
73	73	73	73
74	74	74	74
75	75	75	75
76	76	76	76
77	77	77	77
78	78	78	78
79	79	79	79
80	80	80	80
81	81	81	81
82	82	82	82
83	83	83	83
84	84	84	84
85	85	85	85
86	86	86	86
87	87	87	87
88	88	88	88
89	89	89	89
90	90	90	90
91	91	91	91
92	92	92	92
93	93	93	93
94	94	94	94
95	95	95	95
96	96	96	96
97	97	97	97
98	98	98	98
99	99	99	99
100	100	100	100

[REDACTED]

[REDACTED]

3 MR. SCHMIDT: Objection.

4 Form.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

23 MR. SCHMIDT: Object to

24 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

17 MR. SCHMIDT: Object to
18 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

6 BY MR. BOWDEN:

7 Q. Okay. All right. I'm going
8 to hand you what I will mark as 34,
9 Exhibit 34 to your deposition. That will
10 be P-1.1959.

11 (Document marked for
12 identification as Exhibit
13 Mahoney-34.)

14 MR. SCHMIDT: Sorry.

15 MR. BOWDEN: No problem.

16 BY MR. BOWDEN:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

12 MR. SCHMIDT: Object to
13 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

■	[REDACTED]	
■	[REDACTED]	
■	[REDACTED]	
■	[REDACTED]	[REDACTED]
■	[REDACTED]	
■	[REDACTED]	
■	[REDACTED]	
■	[REDACTED]	
■	[REDACTED]	
■	[REDACTED]	
■	[REDACTED]	
■	■	■
■	■	[REDACTED]
■	■	■
■	■	[REDACTED]
■	[REDACTED]	
■	[REDACTED]	
■	■	■
■	■	[REDACTED]
■	[REDACTED]	
■	[REDACTED]	
■	■	[REDACTED]
■	■	[REDACTED]
■	[REDACTED]	
■	[REDACTED]	[REDACTED]
■	[REDACTED]	
■	[REDACTED]	
■	■	[REDACTED]

[illegible]

[illegible]

[illegible]

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

6 MR. SCHMIDT: Objection.

7 Compound.

8 THE WITNESS: What's the

9 question?

10 BY MR. BOWDEN:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

17 MR. SCHMIDT: Object to
18 speculation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

■		[REDACTED]
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■	■	[REDACTED]

[illegible]

1 MR. SCHMIDT: Objection.
2 Foundation.

A horizontal bar chart with 20 rows. Each row consists of a small gray square on the left and a gray bar of varying length to its right. The bars are arranged in a pattern that suggests a sequence or progression, with some bars being longer than others and some having gaps between them.

■	[REDACTED]
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■	[REDACTED] [REDACTED]
■	■ [REDACTED] [REDACTED] [REDACTED]
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■	[REDACTED] [REDACTED]
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■	[REDACTED]
■	■ [REDACTED]
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■	[REDACTED]
■	■ [REDACTED] [REDACTED] [REDACTED]
■	[REDACTED]
■	[REDACTED]

[REDACTED]

16 Q. Gotcha. You mentioned
17 Mallinckrodt. I'm going to show you
18 P-1.1697.

19 (Document marked for
20 identification as Exhibit
21 Mahoney-35.)

22 BY MR. BOWDEN:

23 Q. That should be Exhibit
24 Number 35, which is P-1.1697.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

6 And that is a manufacturer of opioids,
7 correct?

8 A. Mallinckrodt, yes.

9 Q. Okay. And they're a
10 supplier -- or rather, McKesson is a
11 purchaser of Mallinckrodt opioids,
12 correct, for distribution?

13 A. Yes.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

[illegible]

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

13 MR. SCHMIDT: Objection.

14 Asked and answered.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

24 MR. SCHMIDT: Objection.

1

Vague.

[REDACTED]

15

MR. SCHMIDT: Objection.

16

Vague.

[REDACTED]

A horizontal bar chart with 20 rows. Each row has a small square marker on the left and a corresponding horizontal bar. The bars vary in length and position, representing different percentages. The bars are gray, and the background is white. The chart is enclosed in a black border.

Category	Percentage
1	75%
2	95%
3	90%
4	95%
5	95%
6	70%
7	40%
8	95%
9	65%
10	85%
11	95%
12	75%
13	95%
14	95%
15	95%
16	95%
17	95%
18	95%
19	65%
20	95%
21	95%
22	95%
23	95%
24	95%
25	95%

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

8 MR. SCHMIDT: Objection.

9 Foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

21 MR. SCHMIDT: Objection.

22 Foundation.

23 THE WITNESS: I -- and I

24 think --

1 BY MR. BOWDEN:

2 Q. I'm not asking the context
3 of this e-mail.

4 MR. SCHMIDT: Let him finish
5 his answer, please. I think he
6 gets to answer your question.

7 You can answer the question.

■

[REDACTED]

[REDACTED]

■

[REDACTED]

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[REDACTED]

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[REDACTED]

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[REDACTED]

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[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

■

[REDACTED]

23

MR. SCHMIDT: Objection.

24

Vague.

[illegible]

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

7 Q. Okay. Switching over to --
8 I'll hand you what I'm marking as
9 Exhibit Number 36. P-1.1990.

10 (Document marked for
11 identification as Exhibit
12 Mahoney-36.)

13 BY MR. BOWDEN:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

19 MR. SCHMIDT: Object to
20 characterization.

21 BY MR. BOWDEN:

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

[REDACTED]

19 A. I'll agree with you what?

20 I'm sorry.

21 Q. Are you having trouble
22 hearing me or just understanding the
23 question?

24 A. It was a long question and I

¹ lost the train.

2 Q. All right. I'll break it
3 down for you.

Row	Bar Start (approx. %)	Bar End (approx. %)
1	38	98
2	9	95
3	9	60
4	25	71
5	25	80
6	9	93
7	9	22
8	25	47
9	25	87
10	9	100
11	9	95
12	9	100
13	9	95
14	9	80
15	25	87
16	9	89
17	25	95
18	9	89
19	9	100
20	9	95

The diagram consists of 20 horizontal gray bars of varying lengths and positions, arranged vertically. The bars are as follows:

- Bar 1: Long, starting at the left edge and ending near the right edge.
- Bar 2: Medium length, starting at the left edge and ending about halfway across.
- Bar 3: Medium length, starting about one-third of the way across and ending about two-thirds of the way across.
- Bar 4: Short, starting about one-third of the way across and ending about halfway across.
- Bar 5: Medium length, starting about one-third of the way across and ending about three-quarters of the way across.
- Bar 6: Long, starting at the left edge and ending at the right edge.
- Bar 7: Long, starting at the left edge and ending at the right edge.
- Bar 8: Long, starting at the left edge and ending near the right edge.
- Bar 9: Medium length, starting at the left edge and ending about halfway across.
- Bar 10: Medium length, starting about one-third of the way across and ending near the right edge.
- Bar 11: Long, starting at the left edge and ending near the right edge.
- Bar 12: Long, starting at the left edge and ending near the right edge.
- Bar 13: Long, starting at the left edge and ending near the right edge.
- Bar 14: Long, starting at the left edge and ending near the right edge.
- Bar 15: Medium length, starting at the left edge and ending about halfway across.
- Bar 16: Medium length, starting about one-third of the way across and ending about two-thirds of the way across.
- Bar 17: Medium length, starting about one-third of the way across and ending near the right edge.
- Bar 18: Long, starting at the left edge and ending near the right edge.
- Bar 19: Long, starting at the left edge and ending near the right edge.
- Bar 20: Medium length, starting at the left edge and ending about three-quarters of the way across.

23 Q. Okay. You can set that one
24 aside.

1 MR. BOWDEN: Off the record
2 real quick. Can you say the time.

3 THE VIDEOGRAPHER:
4 44 minutes on the record. And
5 total 5 hours and 46 minutes.

6 MR. SCHMIDT: That's not
7 correct. We've been going since
8 4:01.

9 THE VIDEOGRAPHER: You mean
10 the time on the record?

11 MR. SCHMIDT: This last
12 break, we've been going since
13 4:01. It was the wrong time down.

14 MR. BOWDEN: I just wanted
15 to use full time. I'm not asking
16 to take a break.

17 MR. SCHMIDT: Maybe I wrote
18 down the wrong time. But I
19 thought we'd been going for six
20 hours.

21 THE VIDEOGRAPHER: We've
22 been on the record for 45 minutes.
23 And the record on the camera is
24 five hours and 46 minutes.

1 Should I stop the camera?

2 MR. SCHMIDT: No, let's stay
3 on the record. Unless you want
4 to --

5 MR. BOWDEN: No, I just
6 asked to go off to get a count.

7 MR. SCHMIDT: I might
8 have -- just to be clear, I might
9 have written down the wrong time.

10 THE VIDEOGRAPHER: No
11 problem.

12 MR. SCHMIDT: It's just the
13 extra 15 minutes at this time of
14 day, it felt like it crushed my
15 soul. So I had to react.

16 MR. BOWDEN: I'll withhold
17 the comments on the soul.

18 MR. SCHMIDT: That comes in
19 spades, my friend.

20 MR. BOWDEN: I'll tell you
21 what, let's pause for a second.
22 I'm cutting down some documents.
23 Not to -- I'm not going to leave
24 or anything. Go off the record

1 for a second.

2 THE VIDEOGRAPHER: The time
3 is 5:02 p.m. Off the record.

4 (Short break.)

5 THE VIDEOGRAPHER: The time
6 is 5:05 p.m. Back on the record.

7 BY MR. BOWDEN:

8 Q. Sir, you're familiar with
9 the HDMA, correct?

10 A. Yes.

11 Q. And that was an industry
12 organization in which McKesson was a
13 member?

14 A. Yes.

15 Q. All right. And that
16 industry trade group -- is that fair to
17 call it an industry trade group?

18 A. Yes.

19 Q. -- helped to develop or had
20 developed its own guidelines for
21 monitoring of suspicious ordering; is
22 that right?

23 A. I think they had worked with
24 members in order to collect some best

1 practices, that kind of thing.

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■ [REDACTED]

■ [REDACTED]

3 Q. I'm going to hand you what
4 I'm marking as Exhibit Number 37,
5 P1.1941.

6 (Document marked for
7 identification as Exhibit
8 Mahoney-37.)

9 BY MR. BOWDEN:

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

8 MS. McNAMARA: Objection to
9 form.

10 MR. SCHMIDT: You can still
11 answer. Go ahead.

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

14 MR. SCHMIDT: Object to
15 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

1 review.

2 BY MR. BOWDEN:

3 Q. Let me know when you get to

4 Page 5.

5 A. I'm on Page 5.

Age Group	Male (%)	Female (%)
18-24	50	50
25-34	45	55
35-44	40	60
45-54	35	65
55-64	30	70
65-74	25	75
75-84	20	80
85-94	15	85
95-104	10	90

10 MR. SCHMIDT: Objection.

11 Speculation.

The diagram consists of 12 horizontal bars of varying lengths and positions, arranged vertically. The bars are gray and set against a light gray background. A vertical axis is on the left, with 12 tick marks corresponding to the bars. The bars represent a sequence of events or processes over time.

Bar Index	Start Position (approx. %)	End Position (approx. %)
1	38	65
2	68	98
3	25	87
4	25	80
5	9	40
6	25	89
7	9	91
8	9	96
9	9	100
10	9	32
11	25	91
12	9	49
13	53	93
14	9	80
15	84	98

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

6 Q. Okay. I'm going to hand you
7 what I will mark as Exhibit Number 38,
8 which is P-1.1806.

9 (Document marked for
10 identification as Exhibit
11 Mahoney-38.)

12 BY MR. BOWDEN:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

19 MR. SCHMIDT: Objection to
20 the characterization.

Group	Percentage of respondents
All respondents	~65%
Those who believe the government is responsible	~95%
Those who believe the opposition is responsible	~75%
Those who believe the crisis is due to global factors	~70%

[illegible]

The diagram consists of 20 horizontal gray bars of varying lengths and positions, arranged in a sequence that suggests a timeline or process flow. The bars are arranged in a way that suggests a sequence of events or steps, with some bars starting and ending at specific points relative to others. The bars are gray and set against a white background.

21 MR. SCHMIDT: Object to
22 characterization.

[illegible]

[illegible]

1

characterization.



1

1

■	[REDACTED]		
■		■	[REDACTED]
■		■	[REDACTED]
■	[REDACTED]		
■		■	[REDACTED]
■	[REDACTED]		
■		■	[REDACTED]
■	[REDACTED]		
■	[REDACTED]		
■	[REDACTED]		
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■	[REDACTED]		

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

10 MR. SCHMIDT: Objection.
11 Mischaracterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

18 BY MR. BOWDEN:

19 Q. All right. Sir, I will hand
20 you what I will mark as Exhibit Number 39
21 to your deposition. P-1.1971.

22 (Document marked for
23 identification as Exhibit
24 Mahoney-39.)

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

5 (Brief white noise
6 interference.)

7 MR. SCHMIDT: I think the
8 reporter may not have gotten it.

9 THE COURT REPORTER: Yeah, I
10 didn't want to ask you to repeat.

11 MR. SCHMIDT: And I wasn't
12 jumping on your question, but I
13 could just see...

14 MR. BOWDEN: That's okay.
15 Let me re-ask it then.

16 BY MR. BOWDEN:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

1 MR. SCHMIDT: Let him finish
2 his answer, please.

[illegible]

■	[REDACTED]
■	[REDACTED]
■	■ [REDACTED]
■	■ [REDACTED]
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■	[REDACTED]
■	[REDACTED]
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[illegible]

[illegible]

A horizontal bar chart with 20 rows. Each row has a small square marker on the left and a corresponding horizontal bar. The bars vary in length, representing percentages. The bars are gray, and the background is white. The chart is enclosed in a black border.

Category	Percentage
1	75%
2	85%
3	20%
4	85%
5	85%
6	95%
7	80%
8	90%
9	95%
10	95%
11	45%
12	95%
13	95%
14	80%
15	90%
16	85%
17	50%
18	95%
19	90%
20	95%

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

11 MR. SCHMIDT: Objection to
12 the assumption.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Highly Confidential - Subject to Further Confidentiality Review

■	[REDACTED]
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■	[REDACTED]

	Category	Sub-category	Value	Unit
1	Category 1	Sub-category 1	100	%
2	Category 1	Sub-category 2	100	%
3	Category 1	Sub-category 3	100	%
4	Category 1	Sub-category 4	100	%
5	Category 1	Sub-category 5	100	%
6	Category 1	Sub-category 6	100	%
7	Category 1	Sub-category 7	100	%
8	Category 1	Sub-category 8	100	%
9	Category 1	Sub-category 9	100	%
10	Category 1	Sub-category 10	100	%
11	Category 1	Sub-category 11	100	%
12	Category 1	Sub-category 12	100	%
13	Category 1	Sub-category 13	100	%
14	Category 1	Sub-category 14	100	%
15	Category 1	Sub-category 15	100	%
16	Category 1	Sub-category 16	100	%
17	Category 1	Sub-category 17	100	%
18	Category 1	Sub-category 18	100	%
19	Category 1	Sub-category 19	100	%
20	Category 1	Sub-category 20	100	%
21	Category 1	Sub-category 21	100	%
22	Category 1	Sub-category 22	100	%
23	Category 1	Sub-category 23	100	%
24	Category 1	Sub-category 24	100	%
25	Category 1	Sub-category 25	100	%
26	Category 1	Sub-category 26	100	%
27	Category 1	Sub-category 27	100	%
28	Category 1	Sub-category 28	100	%
29	Category 1	Sub-category 29	100	%
30	Category 1	Sub-category 30	100	%
31	Category 1	Sub-category 31	100	%
32	Category 1	Sub-category 32	100	%
33	Category 1	Sub-category 33	100	%
34	Category 1	Sub-category 34	100	%
35	Category 1	Sub-category 35	100	%
36	Category 1	Sub-category 36	100	%
37	Category 1	Sub-category 37	100	%
38	Category 1	Sub-category 38	100	%
39	Category 1	Sub-category 39	100	%
40	Category 1	Sub-category 40	100	%
41	Category 1	Sub-category 41	100	%
42	Category 1	Sub-category 42	100	%
43	Category 1	Sub-category 43	100	%
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45	Category 1	Sub-category 45	100	%
46	Category 1	Sub-category 46	100	%
47	Category 1	Sub-category 47	100	%
48	Category 1	Sub-category 48	100	%
49	Category 1	Sub-category 49	100	%
50	Category 1	Sub-category 50	100	%
51	Category 1	Sub-category 51	100	%
52	Category 1	Sub-category 52	100	%
53	Category 1	Sub-category 53	100	%
54	Category 1	Sub-category 54	100	%
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56	Category 1	Sub-category 56	100	%
57	Category 1	Sub-category 57	100	%
58	Category 1	Sub-category 58	100	%
59	Category 1	Sub-category 59	100	%
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61	Category 1	Sub-category 61	100	%
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63	Category 1	Sub-category 63	100	%
64	Category 1	Sub-category 64	100	%
65	Category 1	Sub-category 65	100	%
66	Category 1	Sub-category 66	100	%
67	Category 1	Sub-category 67	100	%
68	Category 1	Sub-category 68	100	%
69	Category 1	Sub-category 69	100	%
70	Category 1	Sub-category 70	100	%
71	Category 1	Sub-category 71	100	%
72	Category 1	Sub-category 72	100	%
73	Category 1	Sub-category 73	100	%
74	Category 1	Sub-category 74	100	%
75	Category 1	Sub-category 75	100	%
76	Category 1	Sub-category 76	100	%
77	Category 1	Sub-category 77	100	%
78	Category 1	Sub-category 78	100	%
79	Category 1	Sub-category 79	100	%
80	Category 1	Sub-category 80	100	%
81	Category 1	Sub-category 81	100	%
82				

Highly Confidential - Subject to Further Confidentiality Review

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[REDACTED]

15 MR. SCHMIDT: Object to the

16 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

6 MR. SCHMIDT: Objection to
7 the characterization.

[REDACTED]

20 Q. I'll hand you what I'll mark
21 as Exhibit Number 40.

22 (Document marked for
23 identification as Exhibit
24 Mahoney-40.)

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

11 Do you see that?

12 A. Yes.

13 MR. SCHMIDT: Did you mean
14 to give him a highlighted copy?

15 MR. BOWDEN: Absolutely not.

16 MR. SCHMIDT: Okay. I just
17 saw that. Why don't we just move
18 the sticker over if you want. You
19 can give me a clean copy because I
20 already started writing on mine.

21 Do you have a clean copy
22 that you can give us back?

23 MR. BOWDEN: I appreciate
24 the candor.

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

19 MR. SCHMIDT: Object to the
20 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

1 A. Just curious.

Government	Percentage
Current government	85%
Previous government	15%

Government	Percentage
Current government	75%
Previous government	25%

[illegible]

21 Q. You have seen this letter?

22 A. Yeah.

U.S. should take action	U.S. should take action	U.S. should take action	U.S. should take action
Yes	Yes	Yes	Yes
No	No	No	No

Horizontal bar chart showing the percentage of respondents who believe that the current government is responsible for the economic crisis in the United States. The chart is divided into three sections: Total, Dem/Lean Dem, and Rep/Lean Rep. The Y-axis lists various factors, and the X-axis shows the percentage of respondents.

Factor	Total (%)	Dem/Lean Dem (%)	Rep/Lean Rep (%)
Current government	68	85	32
Global economic conditions	15	10	20
Financial institutions	10	15	5
Consumer spending	5	10	0
Government spending	5	5	10
Trade policies	5	5	10
Monetary policy	5	5	10
Regulatory changes	5	5	10
Technological advancements	5	5	10
Environmental factors	5	5	10
Other factors	5	5	10

A horizontal bar chart with 25 rows. Each row contains a small square icon on the left and a gray horizontal bar of varying length. The bars are distributed across the rows, with some rows having multiple bars. The bars are gray and the background is white.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

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[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

18 MR. SCHMIDT: Objection.

19 Foundation.

20 BY MR. BOWDEN:

Age Group	Should Take Action	Should Not Take Action
18-29	85%	15%
30-49	85%	15%
50-69	85%	15%
70+	85%	15%

24 MR. SCHMIDT: Objection.

1

Characterization.



1



1

1

Row	Bar Start (approx. %)	Bar End (approx. %)
1	0	85
2	0	95
3	0	65
4	35	85
5	0	25
6	25	50
7	25	75
8	0	100
9	0	75
10	0	100
11	0	95
12	0	88
13	0	80
14	0	90
15	0	95
16	0	80
17	0	95
18	0	95
19	0	80
20	0	95
21	0	40
22	35	85
23	0	100
24	0	88
25	0	75
26	0	85
27	0	50

The diagram consists of a vertical list of 26 items, each preceded by a small square icon. The items are represented by horizontal bars of varying lengths and positions, suggesting a sequence or a set of data points. The bars are gray and set against a light gray background.

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■	[REDACTED]		
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■	■	[REDACTED]	[REDACTED]
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■	■	[REDACTED]	[REDACTED]
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[illegible]

■	[REDACTED]
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■	[REDACTED]
■	[REDACTED]

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

8 MR. SCHMIDT: Object to the
9 characterization.

[REDACTED]

[REDACTED]

12 BY MR. BOWDEN:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

18 Q. I'm going to hand you what
19 I'll mark as Exhibit Number 42.

20 (Document marked for
21 identification as Exhibit
22 Mahoney-42.)

23 BY MR. BOWDEN:

24 Q. On the first page, you can

1 see this is the administrative memorandum
2 of agreement. It's between the DEA and
3 McKesson Corporation, right?

4 A. Yes.

5 Q. And in the background
6 section, in Section Number 5, you can see
7 that there were -- read that together.
8 "Between March 2013 and the present, DEA
9 executed one additional AIW and served
10 numerous administrative subpoenas and
11 conducted a number of cyclic inspections
12 at various McKesson U.S. pharmaceutical
13 distribution centers Nationwide,
14 including McKesson Washington Courthouse,
15 Ohio, distribution center, McKesson
16 Livonia, Lakeland, and Aurora."

17 Do you see that?

18 A. Yes.

19 Q. On Page 2, you see Bullet
20 Point Number 7?

21 A. Page 2, Number 7.

22 Q. It cites that, "On" -- "On
23 or about November 14, 2014, McKesson
24 received a letter dated November 4, 2014,

■

2 Q. Go on to Page 3. As part of
3 this agreement, McKesson did accept
4 responsibility. You're aware of that,
5 right?

6 A. I'm not sure the details of
7 the settlement.

8 Q. Well, let's look at
9 bullet --

10 A. You're talking about Number
11 2 there?

12 Q. Right. Number 2, acceptance
13 of responsibility.

14 A. Mm-hmm.

15 Q. The -- halfway down, it
16 says, "McKesson acknowledges that at
17 various times during the period from
18 January 1, 2009, up through and including
19 the effective date of this agreement, it
20 did not identify or report to DEA certain
21 orders placed by certain pharmacies which
22 should have been detected by McKesson as
23 suspicious based on the guidance
24 contained in the DEA letters about the

1 requirements set forth in the CSA, right?

2 A. Yes.

3 Q. Underneath that on or
4 about -- excuse me. Strike that.

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

11 MR. SCHMIDT: Object to the
12 characterization.

█ [REDACTED] [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED] [REDACTED] [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

[REDACTED]

2 MR. SCHMIDT: Object to the
3 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

15 MR. SCHMIDT: Object to the
16 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

10 MR. SCHMIDT: Same
11 objection.

12 THE WITNESS: Can you repeat
13 the question?

14 BY MR. BOWDEN:

15 Q. Sure. Another item they
16 took issue with was the fact that
17 McKesson should have been reporting
18 suspicious orders and was failing to do
19 so, right?

20 A. Yes.

21 Q. And if you go down to the
22 bottom of Page 3, says, "McKesson failed
23 to maintain effective controls against
24 diversion of particularly controlled

1 substances into other legitimate medical,
2 scientific, and industrial channels by
3 sales of certain" -- "by sales to certain
4 of its customers in violation of the CSA
5 and the CSA implementing regulations."

6 Do you see that?

7 A. Yes.

8 Q. And then it gives a list of
9 some of those distribution centers that
10 failed to maintain effective controls
11 against diversions, right?

12 A. Yes.

13 Q. And Lakeland, Florida, is
14 one of those distribution centers, right?

15 A. I see that.

16 Q. And Lakeland, Florida, was
17 one of the distribution -- distribution
18 centers of which you had responsibility
19 for during that time period, right?

20 A. Yes.

21 Q. In fact, during that entire
22 time period from 2008 up until this
23 agreement was signed in 2017, you had
24 responsibility for Lakeland, Florida,

1 right?

2 A. From a regulatory
3 perspective?

4 Q. Correct.

5 A. Yes.

6 Q. Now, as a result of this
7 action, if you turn to Page 7, bullet
8 point G. G, yes.

9 "McKesson agrees that its
10 authority to distribute controlled
11 substances containing the drug code for
12 Schedule II hydromorphone products, that
13 is DEA drug code 9150 from its
14 McKesson-Lakeland distribution center,
15 DEA certificate of registration
16 PM0000771, will be suspended for a period
17 of one year commencing from the effective
18 date of the agreement except for orders
19 placed by permitted registrants."

20 Do you see that there?

21 A. I do.

22 Q. So as part of the penalty
23 for Lakeland distribution center not
24 appropriately sending suspicious order

1 reports to the DEA, their license to
2 distribution center Schedule II products
3 was suspended for a period of one year,
4 right?

5 MR. SCHMIDT: I'll object to
6 the characterization.

7 THE WITNESS: Hydrocodone,
8 or hydromorphone?

9 BY MR. BOWDEN:

10 Q. Hydromorphone.

11 A. Was suspended for one year.
12 So that was a very narrow -- that's --
13 that's one base code.

█ █ █ █

█ █

█ █

█ █ █

18 Q. Okay. And ultimately, as a
19 result of the settlement agreement,
20 McKesson agreed to pay \$150 million fine,
21 correct?

22 A. Yes.

23 MR. BOWDEN: Take a break.

24 THE VIDEOGRAPHER: Remove

1 your microphones. The time is
2 6:02 p.m. Going off the record.
3 (Short break.)

4 THE VIDEOGRAPHER: We are
5 back on the record. The time is
6 6:14 p.m.

7 - - -

8 EXAMINATION

9 - - -

10 BY MR. SCHMIDT:

11 Q. Mr. Mahoney, my name is Paul
12 Schmidt. I represent McKesson in this
13 case. We've been here for a very long
14 day. We're now into the evening, and
15 upside, so I'm going to be targeted in my
16 questions to you.

17 Can you tell the jury how
18 long you have been at McKesson.

19 A. Almost 18 years. 17 to
20 18 years.

21 Q. And what is it about your
22 work at McKesson that's made you stay
23 there for that period of time?

24 A. Has good culture, and I

1 think the mission is something that I
2 enjoy, empowering healthcare.

3 Q. Can you describe for the
4 jury the role that McKesson
5 Pharmaceutical place in how prescription
6 medicines get from the companies that
7 make them to patients?

8 A. McKesson buys
9 pharmaceuticals from lots of different
10 manufacturers and brings them into our
11 local DC where customers, i.e.,
12 pharmacies and hospitals, are able to
13 order them for next-day delivery so they
14 have them when they need them.

15 Q. Does McKesson
16 Pharmaceutical's work focus on
17 interacting directly with doctors?

18 A. Not generally, no.

19 Q. Do you have an understanding
20 of -- about whether when McKesson ships a
21 prescription medicine to a pharmacy, a
22 patient is only able to get that medicine
23 from the pharmacy if they've seen a
24 doctor and the doctor has made a judgment

1 that that patient should get a
2 prescription for that medicine?

3 MR. BOGLE: Object to form.

4 THE WITNESS: McKesson
5 provides the supply for pharmacies
6 who are responding to scripts that
7 patients bring them generated by a
8 doctor.

9 BY MR. SCHMIDT:

10 Q. If a physician is writing
11 more prescriptions for opioids, does that
12 increase the overall distribution level
13 for opioids?

14 MR. BOGLE: Object to form.

15 THE WITNESS: Can you repeat
16 that.

17 BY MR. SCHMIDT:

18 Q. Yeah, if physicians write
19 more prescriptions for opioids, does that
20 increase the overall level of
21 distribution of opioids?

22 A. Yes.

23 MR. BOGLE: Object to form.

24 BY MR. SCHMIDT:

1 Q. Does your level of
2 distribution follow from what
3 prescriptions do, or do you actually
4 influence what prescriptions -- what
5 physicians do?

6 MR. BOGLE: Object to form.

7 BY MR. SCHMIDT:

8 Q. And let me re-ask it. I
9 think I misspoke in my question.

10 Does your level of
11 distribution follow from decisions that
12 physicians make, or do you actually
13 influence the decisions physicians
14 make --

15 MR. BOGLE: Object to form.

16 BY MR. SCHMIDT:

17 Q. -- in terms of prescribing
18 medicines?

19 A. In the distribution center
20 we don't have any influence on
21 prescribing habits. We are just
22 responding to what is pulled from us by
23 the pharmacies.

24 Q. Is this role that you've

1 been talking about true for opioids as
2 well as other prescription medicines that
3 McKesson distributes?

4 A. Yes.

5 Q. And can you give us a sense
6 of whether, from your experience, opioids
7 are a substantial majority, a majority, a
8 minority, a substantial minority of the
9 medicines that McKesson distributes?

10 MR. BOGLE: Object to form.

11 THE WITNESS: Substantial
12 minority.

13 BY MR. SCHMIDT:

14 Q. Do you have an understanding
15 of the responsibility that a pharmacy has
16 in terms of when they pass along an
17 opioid to a patient that they have
18 purchased from McKesson?

19 A. Do I --

20 MR. BOGLE: Object to form.

21 BY MR. SCHMIDT:

22 Q. Do you understand the
23 responsibility that a pharmacy has when
24 they pass along an opioid purchased from

1 McKesson to a patient?

2 A. Yes. They have
3 corresponding responsibility.

4 Q. Is part of your work -- does
5 part of your work involve trying to
6 identify where pharmacies might not be
7 meeting their responsibilities in terms
8 of whether you interact with those
9 pharmacies?

10 A. Yes.

11 Q. And you've discussed
12 McKesson's regulatory programs today. Am
13 I understanding correctly from your
14 testimony over the course of the day that
15 McKesson's programs for doing diligence
16 into pharmacies have changed over time?

17 A. Yes.

18 Q. Have developed?

19 A. Yes.

20 Q. What are those changes made
21 in response to?

22 A. They've been made to give us
23 greater granularity of what we see in a
24 pharmacy as they are buying from us and

1 dispensing to their patients.

2 Q. Are those changes made as
3 you develop more information about
4 practices with regards to opioids,
5 concerns about diversions, information
6 you get from your diligence, things like
7 that?

8 MR. BOGLE: Object to form.

9 THE WITNESS: Yes.

10 BY MR. SCHMIDT:

11 [REDACTED]
12 [REDACTED]
13 [REDACTED]
14 [REDACTED]
15 [REDACTED]

16 Q. Do you have a view as to
17 whether that's a good thing to try to
18 improve your processes over time?

19 MR. BOGLE: Object to form.

20 THE WITNESS: It's
21 absolutely a good thing.

22 BY MR. SCHMIDT:

23 Q. Let's take one example. You
24 have Exhibit 26, please.

1 MR. BOGLE: Can you give me
2 the corresponding -- the other
3 exhibit number at the bottom?

4 MR. SCHMIDT: The Bates
5 number?

6 MR. BOGLE: No.

7 MR. SCHMIDT: It's 1743, I
8 think you're thinking of.

9 MR. BOGLE: Yeah.

10 BY MR. SCHMIDT:

11 Q. And if you look at Page 26
12 of this exhibit.

13 A. 26?

[REDACTED]

6 MR. BOGLE: Object to form.

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

6

MR. BOGLE: Object to form.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

Government	Percentage
Current government	85%
Previous government	15%

10 MR. BOGLE: Object to form.

A 15x15 grid of gray squares. The squares are of varying sizes and are positioned at various coordinates within the grid, creating a sparse, abstract pattern. The squares are arranged in a way that suggests a data matrix or a stylized representation of a complex system.

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

11 MR. BOGLE: Object to form.

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

117-1110-02804-DAP Doc#. 1984-33 Filed: 07/23/19 497/01 607 PageID# 163209

Highly Confidential - Subject to Further Confidentiality Review

[illegible]

[REDACTED]

[REDACTED]

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[REDACTED]

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[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

14 MR. BOGLE: Object to form.

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

[REDACTED]

[REDACTED]

3 MR. BOGLE: Object to form.

4 BY MR. SCHMIDT:

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

17 BY MR. SCHMIDT:

[REDACTED]

[REDACTED]

[REDACTED]

21 MR. BOGLE: Object to form.

22 BY MR. SCHMIDT:

[REDACTED]

[REDACTED]

■	[REDACTED]				
■		■	[REDACTED]		
■		■	[REDACTED]		
■	[REDACTED]				
■		■	[REDACTED]		
■	[REDACTED]				
■	[REDACTED]	[REDACTED]			
■	[REDACTED]				
■	[REDACTED]				
■	[REDACTED]				
■	[REDACTED]				
■	[REDACTED]				
■	[REDACTED]				
■		■	[REDACTED]		
■		■	[REDACTED]		
■		■	[REDACTED]		
■	[REDACTED]				
■	[REDACTED]				
■	[REDACTED]				
■		■	[REDACTED]		
■	[REDACTED]				
■		■	[REDACTED]		
■		■	[REDACTED]		
■	[REDACTED]				
■	[REDACTED]				
■	[REDACTED]				
■	[REDACTED]				
■		■	[REDACTED]		

[illegible]

■ ■ ■ ■

■ ■

3 MR. BOGLE: Object to form.

■ ■ ■

■ ■

6 BY MR. SCHMIDT:

7 Q. Do you have Exhibit 1 handy?

8 Do you remember being asked questions
9 about this 2006 letter from the DEA by
10 the plaintiff lawyer?

11 A. Yes.

12 Q. And if you look at the
13 second page of this letter -- it's 1464.
14 If you look at the second page of this
15 letter, about halfway down the letter,
16 before and after the block quote is
17 language getting at this idea of blocking
18 orders. Do you see that? Do you
19 remember being asked questions about
20 that?

21 A. Yes.

■ ■ ■

■ ■

■ ■

[REDACTED]

[REDACTED]

[REDACTED]

4 MR. BOGLE: Object to form.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Age Group	Gender	Percentage
18-29	Men	85%
	Women	82%
30-49	Men	78%
	Women	75%
50-64	Men	65%
	Women	62%
65+	Men	55%
	Women	52%

14 MR. BOGLE: Object to form.

Age Group	A (%)	B (%)	C (%)	D (%)
18-24	35	45	10	10
25-34	55	35	5	5
35-44	25	55	15	5
45-54	95	5	0	0
55-64	85	10	0	5
65+	50	40	0	10
18-24	25	45	20	10
25-34	95	5	0	0
35-44	25	55	15	5
45-54	95	5	0	0
55-64	85	10	0	5
65+	50	40	0	10

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

7

MR. BOGLE: Object to form.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

22

MR. BOGLE: Object to form.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Row	Bar Length (approx. %)
1	95
2	45
3	40
4	95
5	100
6	90
7	75
8	100
9	85
10	100
11	15
12	90
13	95
14	90
15	95
16	95
17	95
18	15
19	95
20	90
21	95
22	80

22 Q. In the time that you've
23 served as director of regulatory affairs,
24 am I correct that your territory is

1 focused on the Southeastern United
2 States?

3 A. That's true.

4 Q. Have you, other than filling
5 in for people or doing backup duty,
6 has -- has the primary focus of your work
7 ever been on Ohio?

8 A. Well --

9 Q. On Cuyahoga County or Summit
10 County in Ohio?

[REDACTED]

14 Q. Did you have primary
15 responsibility for opening or closing any
16 pharmacies in Cuyahoga or Summit County?

17 A. No, I didn't.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

9 MR. BOGLE: Object to form.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

A horizontal bar chart consisting of 20 rows. Each row features a small gray square on the left side, followed by a gray bar of varying length and position. The bars are distributed across the width of the chart area, with some starting at the left edge and others starting further right. The bars vary in length, with some being the longest (spanning most of the width) and others being the shortest (spanning only a small portion of the width). The bars are arranged in a way that they appear to be scattered or randomly placed across the rows.

22 MR. BOGLE: Object to form.

23 BY MR. SCHMIDT:

24 Q. So let me re-ask the

¹ question.



[REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED]

8 MR. SCHMIDT: Does someone
9 have the last exhibit number?
10 I'll call this Exhibit 50.

11 (Document marked for
12 identification as Exhibit
13 Mahoney-50.)

14 BY MR. SCHMIDT:

15 Q. I've marked as Exhibit 50 a
16 document --

17 MR. SCHMIDT: I'll pass it
18 down. I'm sorry, I need that
19 back. Apologies.

20 BY MR. SCHMIDT:

21 Q. I've marked as Exhibit 50 a

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

A horizontal bar chart with 25 rows. Each row features a small square marker on the left and a gray bar of varying length. The bars are distributed across the width of the chart, with some starting at the left edge and others starting at different positions. The lengths of the bars vary significantly, with some being very short and others nearly spanning the entire width.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

10 MR. BOGLE: Object to form.

11 BY MR. SCHMIDT:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

11 MR. BOGLE: Object to form.

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

The image displays a horizontal bar chart with 25 rows. Each row consists of a small gray square on the left, followed by a larger gray bar. The bars vary in length and position, with some starting at different horizontal offsets. The bars are arranged in a way that suggests a sequence or progression, with some bars being longer than others and some starting further to the right.

[REDACTED]

[REDACTED]

[REDACTED]

4 Q. I've marked as Exhibit 51 --

5 MR. SCHMIDT: Thank you.

6 (Document marked for

7 identification as Exhibit

8 Mahoney-51.)

9 BY MR. SCHMIDT:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

1	2	3
4	5	6
7	8	9
10	11	12
13	14	15
16	17	18
19	20	21
22	23	24
25	26	27
28	29	30
31	32	33
34	35	36
37	38	39
40	41	42
43	44	45
46	47	48
49	50	51
52	53	54
55	56	57
58	59	60
61	62	63
64	65	66
67	68	69
70	71	72
73	74	75
76	77	78
79	80	81
82	83	84
85	86	87
88	89	90
91	92	93
94	95	96
97	98	99
100	101	102

Age Group	Male (%)	Female (%)
18-24	10	10
25-34	10	10
35-44	10	10
45-54	10	10
55-64	10	10
65-74	10	10
75-84	10	10
85+	10	10

8 MR. BOGLE: Object to form.

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

14 MR. BOGLE: Object to form.

15 BY MR. SCHMIDT:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

8 First off, prior to 2006,
9 was Lakeland responsible for supplying
10 opioids to Summit County, Ohio or
11 Cuyahoga County, Ohio?

12 A. No.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

21 MR. BOGLE: Object to form.

22 BY MR. SCHMIDT:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

5

MR. BOGLE: Object to form.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

21 MR. BOGLE: Object to form.

Response	Percentage
Yes	65%
No	30%
Don't know	5%

	[REDACTED]
	[REDACTED] [REDACTED]
	[REDACTED] [REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED] [REDACTED]
	[REDACTED] [REDACTED]
	[REDACTED] [REDACTED]
	[REDACTED] [REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED] [REDACTED]
	[REDACTED] [REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED] [REDACTED]
	[REDACTED] [REDACTED]
	[REDACTED]
	[REDACTED] [REDACTED]
	[REDACTED] [REDACTED]
	[REDACTED]
	[REDACTED] [REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED] [REDACTED]
	[REDACTED]
	[REDACTED]

[illegible]

16 MR. BOGLE: Object to form.

Age Group	Percentage
18-24	15%
25-34	12%
35-44	10%
45-54	8%
55-64	7%
65-74	6%
75-84	5%
85-94	4%
95-104	3%

A vertical list of 12 items, each consisting of a small square icon followed by a horizontal bar of varying length. The bars are gray and the icons are black.

14 MR. BOGLE: Object to form.

Age Group	Gender	Percentage
18-29	Male	71%
18-29	Female	78%
30-49	Male	65%
30-49	Female	72%
50-69	Male	58%
50-69	Female	65%
70+	Male	52%
70+	Female	59%

[REDACTED]

[REDACTED]

[REDACTED]

4 Q. Let's look at Exhibit 9,

[REDACTED]

[REDACTED]

7 Do you see that?

8 A. Yes.

9 MR. BOGLE: What's the --

10 what's the number?

11 MR. SCHMIDT: 1963.

12 BY MR. SCHMIDT:

13 Q. Do you see that,

14 Mr. Mahoney?

15 A. Yes.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Age Group	Percentage
18-24	10%
25-34	15%
35-44	25%
45-54	35%
55-64	40%
65-74	45%
75-84	50%
85+	55%

6 MR. BOGLE: Object to form.

[illegible]

Response	Percentage
Yes	65%
No	35%
Don't know	0%

■ ■ ■

[illegible]

Age Group	Percentage
18-24	10%
25-34	15%
35-44	25%
45-54	30%
55-64	15%
65-74	10%
75-84	5%
85+	5%

Response	Percentage
Yes, the U.S. should take action to reduce greenhouse gas emissions	85%
No, the U.S. should not take action to reduce greenhouse gas emissions	15%

5 MR. BOGLE: Object to form.

Age Group	Percentage
18-24	~5%
25-34	~35%
35-44	~25%
45-54	~20%
55-64	~15%
65-74	~10%
75-84	~5%
85+	~2%

Response	Percentage
Yes, the U.S. should take action to reduce global warming	90%
No, the U.S. should not take action to reduce global warming	10%

Age Group	Percentage
18-24	10%
25-34	20%
35-44	30%
45-54	25%
55-64	15%
65-74	10%
75-84	5%
85+	5%

Government	Percentage
Current government	85%
Previous government	15%

■ **■** **■**

[illegible]

Age Group	Don't know	No	Yes	Probably yes	Probably no
18-24	10%	10%	50%	20%	10%
25-34	10%	10%	50%	20%	10%
35-44	10%	10%	40%	30%	10%
45-54	10%	10%	30%	40%	10%
55-64	10%	10%	20%	40%	20%
65-74	10%	10%	10%	20%	50%
75+	10%	10%	10%	10%	60%

14 MR. BOGLE: Objection to
15 form.

Category	Male (%)	Female (%)
Don't know	~45	~48
Not a good idea	~15	~18
A good idea	~25	~22
A bad idea	~10	~12
A very good idea	~5	~5

Age Group	Percentage
18-24	10%
25-34	20%
35-44	30%
45-54	25%
55-64	15%
65-74	10%
75-84	5%
85+	5%

Response	Percentage
Doing a good job	10%
Not doing a good job	90%

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☐ _____

Age Group	Percentage
18-24	10%
25-34	20%
35-44	30%
45-54	25%
55-64	15%
65-74	10%
75-84	5%
85+	5%

Response	Percentage
Yes, the U.S. should take action to reduce global warming	83%
No, the U.S. should not take action to reduce global warming	17%

Age Group	Percentage
18-24	10%
25-34	20%
35-44	30%
45-54	25%
55-64	15%
65-74	10%
75-84	5%
85+	5%

[illegible]

21 MR. BOGLE: Object to form.

[illegible][illegible]

Figure 1

21 Q. Let me ask you about a
22 couple other exhibits. Exhibit 11,
23 please.

24 Do you have that in front of

1 you?

2 MR. BOGLE: What's the
3 cross-reference?

4 MR. SCHMIDT: 1947.

5 BY MR. SCHMIDT:

A vertical list of 20 horizontal bars of varying lengths and positions, representing a stylized barcode or data visualization. The bars are gray and set against a white background. The lengths and vertical positions of the bars vary, creating a rhythmic, abstract pattern. Some bars span the width of the image, while others are shorter and positioned at different heights. The overall effect is that of a digital or data-driven graphic.

1

MR. BOGLE: Object to form.



[REDACTED]

18 Q. Do you have Exhibit 16 and
19 17 in front of you?

20 A. Yes.

21 Q. These are, I believe, web
22 page articles that the plaintiff lawyer
23 said he pulled down and asked you
24 questions about. Do you have any way to

1 vouch for the accuracy of what they
2 report?

3 A. I don't.

15 MR. BOGLE: Same objection.

16 BY MR. SCHMIDT:

Row	Bar Length (approx. % of total width)
1	85
2	95
3	98
4	100
5	100
6	100
7	100
8	75
9	92

A horizontal bar chart with four bars representing different age groups. The x-axis represents the percentage of respondents, ranging from 0 to 100. The y-axis lists the age groups. The bars are gray. The data is as follows:

Age Group	Percentage of Respondents
18-29	~85%
30-49	~95%
50-69	~75%
70+	~45%

5 MR. BOGLE: Object to form.

6 BY MR. SCHMIDT:

7 Q. Do you have in front of you
8 Exhibit 19, the agreement in 2008?

9 A. Yes.

10 Q. Look with me if you would at
11 Page 2 of the document. It's 889. Do
12 you see where it says, "No admission or
13 concession"?

14 A. Yes.

15 Q. Tell me if I read this
16 correctly: "This agreement is neither an
17 admission by McKesson of liability or of
18 any allegations made by DEA in the orders
19 and investigations nor a concession by
20 DEA that its allegations in the orders of
21 investigations are not well founded."

22 Did I read that correctly?

23 A. Yes.

24 Q. If you look at Page 0714 of

1 this document. Down below. 14 at the
2 top?

3 A. That's easier.

4 Q. I'm going to read
5 Paragraph 9 and ask you if I've read this
6 correctly. "By entering into this
7 agreement McKesson does not admit to the
8 violations alleged as a result of any DEA
9 investigation or to any violation of law,
10 liability, fault, misconduct or
11 wrongdoing. McKesson explicitly denies
12 any allegations of violations of the CSA
13 or DEA regulations and represents that
14 the company has defenses to the
15 violations alleged by the government."

16 Did I read that correctly?

17 A. Yes.

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 MR. BOGLE: Object to form.

23 BY MR. SCHMIDT:

24 Q. Just a few more.

1 Do you have exhibit -- do
2 you have Exhibit 3 in front of you? 851.

3 A. Yes.

4 Q. Turn with me if you would to
5 Page 18. Do you remember being called --
6 asked questions about this slide deck?

7 A. 18, 19?

Category	Percentage
1. Square (top-left)	33%
2. Circle (top-right)	25%
3. Triangle (middle-left)	17%
4. Diamond (middle-right)	17%
5. Cross (bottom-left)	17%
6. Square (bottom-right)	17%
7. Circle (bottom-left)	17%
8. Triangle (bottom-right)	17%
9. Diamond (bottom-left)	17%
10. Cross (bottom-right)	17%
11. Square (bottom-left)	17%
12. Circle (bottom-right)	17%

19 MR. BOGLE: Object to form.

Age Group	Don't know	No	Yes	Probably yes	Probably no
18-24	10%	10%	10%	10%	10%
25-34	10%	10%	10%	10%	10%
35-44	10%	10%	10%	10%	10%
45-54	10%	10%	10%	10%	10%
55-64	10%	10%	10%	10%	10%

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

12 MR. BOGLE: Object to form.

13 BY MR. SCHMIDT:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

22 MR. BOGLE: Object to form.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

16 MR. BOGLE: Sorry, what was

17 the cross-reference?

18 MR. SCHMIDT: 1355.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

21 MR. BOGLE: Object to form.

Government	Percentage
Current government	65%
Previous government	35%

10 BY MR. SCHMIDT:

The diagram consists of 15 rows, each featuring a small gray square on the left and a horizontal gray bar to its right. The bars vary in their vertical alignment and length, creating a complex, non-linear pattern. The rows are numbered 1 through 15 from top to bottom.

Row	Bar Description
1	Short bar, top-aligned
2	Long bar, top-aligned
3	Medium bar, top-aligned
4	Long bar, top-aligned
5	Medium bar, top-aligned
6	Long bar, top-aligned
7	Medium bar, top-aligned
8	Short bar, top-aligned
9	Medium bar, top-aligned
10	Long bar, top-aligned
11	Long bar, top-aligned
12	Long bar, top-aligned
13	Medium bar, top-aligned
14	Short bar, top-aligned
15	Long bar, top-aligned

16 MR. BOGLE: Object to form.

Age Group	Option A (%)	Option B (%)	Option C (%)	Option D (%)
18-24	10	30	40	20
25-34	20	40	30	10
35-44	40	30	20	10
45-54	20	50	20	10
55-64	30	40	20	10
65+	50	30	10	10

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

16 MR. BOGLE: Object to form.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

15

MR. BOGLE: Object to form.

[REDACTED]

[REDACTED]

[REDACTED]

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MR. SCHMIDT: That's all I
have, Mr. Mahoney. Thank you.
MR. BOGLE: I've got some
follow-up, and you guys have a
chance to ask questions if you
want. I just want to mark the
time. Let's go off the record.
THE VIDEOGRAPHER: Sure.
Okay. The time is 7:05 p.m.
Going off the record.
(Short break.)
THE VIDEOGRAPHER: We are
back on the record. The time is
7:09 p.m.

1

- - -

2

EXAMINATION

3

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4

BY MR. BOGLE:

5

Q. Mr. Mahoney, I have a few

6

follow-up questions for you. I know you

7

probably want to get out of here. So you

8

were asked some questions about when

9

McKesson supplies drugs to pharmacies. I

10

think you provided testimony along the

11

lines of that McKesson only distributes

12

when there's a prescription from a

13

doctor, right?

14

A. I think what I was saying is

15

that we -- we don't -- we don't push the

16

drugs. We respond to orders from

17

pharmacists who are filling scripts from

18

doctors.

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8 MR. SCHMIDT: Objection.

9 Foundation.

■ **THE FUTURE OF THE INDUSTRY**

☐ _____

Age Group	Percentage
18-24	10%
25-34	15%
35-44	20%
45-54	25%
55-64	30%
65-74	35%
75-84	40%
85+	45%

1 MR. SCHMIDT: Objection.

2 Form.

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13 MR. SCHMIDT: Objection.

14 Form.

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21 MR. SCHMIDT: Objection.

22 Characterization.

Response	Total	U.S. born
(a) self-defense	85%	85%
(b) defense of others	75%	75%
(c) defense of property	65%	65%
(d) defense of a friend	55%	55%

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

10 MR. SCHMIDT: Objection.

11 Characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

15 MR. SCHMIDT: Objection to
16 the characterization.

17 BY MR. BOGLE:

18 Q. You recall that discussion,
19 don't you?

20 A. Yes, I recall that
21 discussion.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

13 Q. Okay. And you were asked
14 some questions about the 2008 settlement
15 agreement and whether McKesson accepted
16 liability or responsibility for those
17 actions outlined in the agreement. Do
18 you recall that?

19 A. Yes.

20 Q. Okay. I believe you
21 testified that there was no admission of
22 guilt. Something to that effect, right?

23 A. That was just asked, right?

24 Q. Right, right. By your

¹ counsel.

2 A. Right.

3 Q. And so, listen, in your
4 experience at 18 years at McKesson, does
5 the company routinely pay
6 \$13-plus-million fines for things that
7 they didn't do?

8 MR. SCHMIDT: Objection.

9 Foundation.

10 THE WITNESS: I don't
11 believe so.

12 BY MR. BOGLE:

The diagram illustrates a vertical stack of eight rectangular blocks. The top block is divided into four horizontal segments of varying lengths. The second block is a single long segment. The third block is a single long segment. The fourth block is a single long segment. The fifth block is a single long segment. The sixth block is a single long segment. The seventh block is a single long segment. The eighth block is a single long segment.

Response	Percentage
Yes	65%
No	30%
Don't know	5%

21 Q. They don't have to roll over
22 and just say we quit, right?

23 MR. SCHMIDT: Objection.

24 Foundation. Calls for a legal

1 conclusion.

2 BY MR. BOGLE:

Group	Percentage
Group 1	~95%
Group 2	~90%
Group 3	~85%
Group 4	~80%
Group 5	~75%
Group 6	~25%
Group 7	~15%
Group 8	~10%

10 Q. Right. And McKesson quit on
11 that fight, right?

12 MR. SCHMIDT: Object to
13 characterization.

14 THE WITNESS: There was a
15 settlement.

16 BY MR. BOGLE:

17 Q. Right. \$13-plus-million
18 settlement, right?

19 MR. SCHMIDT: Objection.

20 Asked and answered.

21 THE WITNESS: Yes.

22 BY MR. BOGLE:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

6 MR. SCHMIDT: Objection,
7 calls --

8 BY MR. BOGLE:

9 Q. They didn't have to settle?

10 MR. SCHMIDT: Objection.
11 Calls for a legal conclusion.

12 BY MR. BOGLE:

13 Q. True?

14 A. That's my understanding.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

7 Q. You were asked -- I'm trying
8 to find the exhibit number. 1.1962 which
9 is Exhibit 25. If you can track that one
10 down.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

10 MR. SCHMIDT: Objection.
11 Foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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MR. SCHMIDT: Object to the
preamble; move to strike the
preamble. Object to form.

BY MR. BOGLE:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

22

23

MR. SCHMIDT: Objection to
form.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

12 MR. SCHMIDT: Objection to
13 form.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

23 MR. SCHMIDT: Objection.

24 Foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

7 MR. SCHMIDT: Objection.

8 Vague.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

17 MR. SCHMIDT: Objection.

18 Form.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

23 BY MR. BOGLE:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

8 MR. SCHMIDT: Objection.

9 Form.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

24 MR. SCHMIDT: Objection.

1 Form. Vague as to time.

2 BY MR. BOGLE:

3 Q. Any time.

4 MR. SCHMIDT: Objection to
5 form.

6 BY MR. BOGLE:

█ █ [REDACTED]

█ [REDACTED]

█ █ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ █ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

20 MR. SCHMIDT: Objection.

21 Asked and answered three or four
22 times now.

█ [REDACTED] [REDACTED]

█ [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

7 MR. SCHMIDT: Objection.
8 Form. Foundation.

9 BY MR. BOGLE:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

1 MR. SCHMIDT: Let him finish
2 his answer, please.

[illegible]

13 MR. SCHMIDT: Objection.

14 Form. Asked and answered.

Age Group	Don't know	No	Yes	Probably yes	Probably no
18-24	25%	10%	10%	10%	10%
25-34	15%	10%	10%	10%	10%
35-44	10%	10%	10%	10%	10%
45-54	10%	10%	10%	10%	10%
55-64	10%	10%	10%	10%	10%

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

6 MR. SCHMIDT: Objection.

7 Foundation. Vague as to time.

8 BY MR. BOGLE:

9 Q. Anytime.

10 MR. SCHMIDT: Objection.

11 Foundation. Asked and answered.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

4

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6

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8



1	[REDACTED]		
2	[REDACTED]		
3	[REDACTED]	[REDACTED]	[REDACTED]
4	[REDACTED]	[REDACTED]	[REDACTED]
5	[REDACTED]	[REDACTED]	[REDACTED]
6	[REDACTED]	[REDACTED]	
7	[REDACTED]	[REDACTED]	
8	[REDACTED]		
9	[REDACTED]		
10	[REDACTED]	[REDACTED]	[REDACTED]
11	[REDACTED]	[REDACTED]	
12	[REDACTED]		
13	[REDACTED]		
14	[REDACTED]	[REDACTED]	[REDACTED]
15	[REDACTED]	[REDACTED]	
16	[REDACTED]		
17	[REDACTED]		
18	[REDACTED]	[REDACTED]	[REDACTED]
19	[REDACTED]	[REDACTED]	
20	[REDACTED]		
21	[REDACTED]		
22	[REDACTED]		
23	[REDACTED]	[REDACTED]	
24	[REDACTED]		
25	[REDACTED]		
26	[REDACTED]		
27	[REDACTED]	[REDACTED]	[REDACTED]
28	[REDACTED]		

[REDACTED]

[REDACTED]

3 MR. SCHMIDT: Object to
4 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

1	2	3
4	5	6
7	8	9
10	11	12
13	14	15
16	17	18
19	20	21
22	23	24
25	26	27
28	29	30
31	32	33
34	35	36
37	38	39
40	41	42
43	44	45
46	47	48
49	50	51
52	53	54
55	56	57
58	59	60
61	62	63
64	65	66
67	68	69
70	71	72
73	74	75
76	77	78
79	80	81
82	83	84
85	86	87
88	89	90
91	92	93
94	95	96
97	98	99
100	101	102

[illegible]

A horizontal bar chart with 20 rows. Each row consists of a small gray square on the left, followed by a gap, then another small gray square, and then a long gray bar. The bars vary in length and starting position, creating a fragmented, abstract pattern.

20 MR. BOGLE: How much time
21 have I used?

22 THE VIDEOGRAPHER:
23 20 minutes.

24 BY MR. BOGLE:

1 Q. I'm going to hand you what
2 I'm marking as Exhibit 43. Also marked
3 as 1.1864.

4 (Document marked for
5 identification as Exhibit
6 Mahoney-43.)

7 BY MR. BOGLE:

■ ■ ■
■ ■
■ ■
■ ■

12 MR. SCHMIDT: I'm just going
13 to enter an objection on the
14 scope. I think this is well
15 outside the scope of anything that
16 I did. If I could have a running
17 objection.

18 MR. BOGLE: He raised the
19 issue. I wasn't going to go here,
20 but he raised the issue.

21 MR. SCHMIDT: I still think
22 it's outside the scope. May I
23 have a running objection?

24 MR. BOGLE: Sure.

1 BY MR. BOGLE:

Response	Percentage
Yes	65%
No	35%
Don't know	0%

Response	Percentage
Yes, the U.S. should take action to reduce greenhouse gas emissions	85%
No, the U.S. should not take action to reduce greenhouse gas emissions	15%

Response	Percentage
Yes, the U.S. should take action to reduce greenhouse gas emissions	93%
No, the U.S. should not take action to reduce greenhouse gas emissions	7%

[illegible]

Response	Percentage
Yes	55%
No	35%
Don't know	10%

Government	Percentage
Current government	100%
Previous government	0%

Row	Bar Length (approx. % of total width)
1	100
2	90
3	60
4	20
5	20
6	80
7	100
8	100
9	90
10	90
11	95
12	60
13	0
14	70
15	20
16	20
17	100
18	90
19	60
20	60
21	100
22	95
23	95
24	90
25	100

20 MR. SCHMIDT: Object to the
21 characterization. Foundation.
22 BY MR. BOGLE:



A horizontal bar chart titled 'Big Five' showing the percentage of respondents for each of the 12 categories of the Big Five personality traits. The categories are listed on the y-axis, and the percentage of respondents is shown on the x-axis. The bars are gray and have varying lengths, representing the distribution of responses for each trait.

Category	Percentage of Respondents
1. Openness to Experience	~35%
2. Conscientiousness	~45%
3. Extraversion	~40%
4. Agreeableness	~30%
5. Neuroticism	~40%
6. Impulsivity	~25%
7. Sensitivity	~35%
8. Assertiveness	~30%
9. Warmth	~40%
10. Dominance	~25%
11. Trust	~35%
12. Skepticism	~30%

12 MR. SCHMIDT: Object to
13 foundation.

1 MR. SCHMIDT: Objection.
2 Foundation.

3 BY MR. BOGLE:

The diagram consists of 20 horizontal gray bars of varying lengths and positions, arranged vertically. The bars are set against a white background. The bars are arranged in a way that suggests a sequence of events or steps, with some bars starting and ending at different points along a horizontal axis. The bars are arranged in a way that suggests a sequence of events or steps, with some bars starting and ending at different points along a horizontal axis.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

7 MR. SCHMIDT: Object to
8 characterization. Foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

22 MR. SCHMIDT: Objection.
23 Characterization.

[REDACTED]

1 again talked about the reference to
2 potentially blocking orders being new in
3 this letter. Do you recall saying that?

4 A. Yes.

█ █ █ █

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10 MR. SCHMIDT: Objection.

11 Foundation.

12 BY MR. BOGLE:

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23 Q. Okay. Well, you're familiar

24 with the statistic I believe that's even

1 on McKesson's website that one-third of
2 all pills distributed in the United
3 States come from your company, right?
4 Are you familiar with that stat?

5 A. I'm not sure that I've seen
6 it on the website. But I know that our
7 market share is roughly in line with
8 that.

9 Q. Right. So to say that you
10 guys at McKesson don't have an impact on
11 the amount of pills, and specifically
12 controlled substances that might appear
13 in any region in this country, is a bit
14 overstated if you guys, in fact, supply
15 one out of every three pills in the
16 United States, right?

17 MR. SCHMIDT: Objection.
18 Characterization.

19 THE WITNESS: I think that
20 an expression of our market share
21 in saying that one out of every
22 three opioids, I don't see the
23 linkage there necessarily as cause
24 and effect.

1 BY MR. BOGLE:

7 MR. SCHMIDT: Objection.
8 Foundation.

23 MR. SCHMIDT: And I think he
24 did answer your question. Asked

¹ and answered.

2 BY MR. BOGLE:

Age Group	Percentage of Respondents
18-24	100%
25-34	100%
35-44	100%
45-54	100%
55-64	100%
65-74	100%
75-84	100%
85+	100%

11 MR. SCHMIDT: Objection.

12	Compound.	And form.
----	-----------	-----------

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

6 MR. SCHMIDT: Objection.

7 Objection. Argumentive.

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

16 MR. SCHMIDT: Objection.

17 Foundation.

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

2 MR. SCHMIDT: Objection.

3 Foundation.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

16 MR. SCHMIDT: Objection to

17 characterization.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

█

[REDACTED]

2

MR. SCHMIDT: Objection.

3

Form.

█

[REDACTED]

[REDACTED]

█

[REDACTED]

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[REDACTED]

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[REDACTED]

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[REDACTED]

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[REDACTED]

█

[REDACTED]

█

[REDACTED]

[REDACTED]

[REDACTED]

█

[REDACTED]

[REDACTED]

█

[REDACTED]

14

MR. SCHMIDT: Objection.

15

Argumentive.

█

[REDACTED]

[REDACTED]

█

[REDACTED]

█

[REDACTED]

█

[REDACTED]

█

[REDACTED]

█

[REDACTED]

[REDACTED]

█

[REDACTED]

[REDACTED]

█

[REDACTED]

█

[REDACTED]

23 MR. SCHMIDT: Objection.

24 Foundation. Characterization.

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

10 MR. SCHMIDT: Objection.

11 Asked and answered.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

23 MR. SCHMIDT: Were you --

24 were you finished with your

1 answer?

[illegible]

12 MR. SCHMIDT: Object to
13 characterization.

[illegible]

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

12 MR. SCHMIDT: Objection.

13 Characterization.

14 BY MR. BOGLE:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

10 MR. SCHMIDT: Objection.
11 Characterization.

12 BY MR. BOGLE:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

20 MR. BOGLE: No further
21 questions.

22 MR. SCHMIDT: I just need a
23 minute.

24 THE VIDEOGRAPHER: Off the

1 record, right? The time is
2 7:46 p.m. Going off the record.
3 (Short break.)

4 THE VIDEOGRAPHER: The time
5 is 7:49 p.m. Back on the record.

6 - - -

7 EXAMINATION

8 - - -

9 BY MR. SCHMIDT:

[REDACTED]

17 MR. BOGLE: Object to form.

[REDACTED]

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MR. SCHMIDT: Thank you.

That 's all.

MR. BOGLE: Got nothing.

THE VIDEOGRAPHER: Okay.

Stand by, please. This marks the end of today's deposition. The time is 7:50 p.m. Off the record.

(Excused.)

(Deposition concluded at
approximately 7:50 p.m.)

1
2 CERTIFICATE
3
4

5 I HEREBY CERTIFY that the
6 witness was duly sworn by me and that the
7 deposition is a true record of the
8 testimony given by the witness.

9 It was requested before
10 completion of the deposition that the
11 witness, WILLIAM DE GUTIERREZ-MAHONEY,
12 have the opportunity to read and sign the
13 deposition transcript.

14
15 _____
16 MICHELLE L. GRAY,
17 A Registered Professional
18 Reporter, Certified Shorthand
19 Reporter, Certified Realtime
20 Reporter and Notary Public
21 Dated: December 3, 2018
22
23
24

25 (The foregoing certification
26 of this transcript does not apply to any
27 reproduction of the same by any means,
28 unless under the direct control and/or
29 supervision of the certifying reporter.)
30
31
32

1 INSTRUCTIONS TO WITNESS

2
3 Please read your deposition
4 over carefully and make any necessary
5 corrections. You should state the reason
6 in the appropriate space on the errata
7 sheet for any corrections that are made.

8 After doing so, please sign
9 the errata sheet and date it.

10 You are signing same subject
11 to the changes you have noted on the
12 errata sheet, which will be attached to
13 your deposition.

14 It is imperative that you
15 return the original errata sheet to the
16 deposing attorney within thirty (30) days
17 of receipt of the deposition transcript
18 by you. If you fail to do so, the
19 deposition transcript may be deemed to be
20 accurate and may be used in court.

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E R R A T A
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1
2 ACKNOWLEDGMENT OF DEPONENT
3

4 I, _____, do
5 hereby certify that I have read the
6 foregoing pages, 1 - 606, and that the
7 same is a correct transcription of the
8 answers given by me to the questions
9 therein propounded, except for the
10 corrections or changes in form or
11 substance, if any, noted in the attached
12 Errata Sheet.
13
14
15

16 _____
17 WILLIAM DE GUTIERREZ-MAHONEY DATE
18

19 Subscribed and sworn
20 to before me this

_____ day of _____, 20____.

21 My commission expires: _____
22

23 _____
24 Notary Public

	LAWYER'S NOTES		
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